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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES

OF THE
UNITED STATES,

BEING THE
SECOND SESSION OF THE FORTY-FOURTH CONGRESS;

BEGUN AND HELD
AT THE CITY OF WASHINGTON,

DECEMBER 4, 1876,

IN THE ONE HUNDRED AND FIRST YEAR OF THE INDEPENDENCE OF THE UNITED STATES.

WASHINGTON:
GOVERNMENT PRINTING OFFICE.
1876.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.



CONGRESS OF THE UNITED STATES:

BEGUN and held at the Capitol, in the city of Washington, in the District of Columbia, on Monday, the fourth day of December, in the year of our Lord one thousand eight hundred and seventy-six, being the *Second Session* of the FORTY-FOURTH CONGRESS, held under the Constitution of the United States, and in the one hundred and first year of the Independence of the United States.

On which day, at the hour of 12 o'clock, noon, George M. Adams, Clerk of the House of Representatives, announced the death of Hon. Michael C. Kerr, late Speaker of the House of Representatives; and under and in pursuance of rule 146, proceeded to call the roll of members by States, when the following-named members answered to their names, viz:

From the State of—

MAINE	{ John H. Burleigh. William D. Frye. Harris M. Plaisted.
NEW HAMPSHIRE	{ Frank Jones. Samuel N. Bell. Henry W. Blair.
VERMONT	{ Charles H. Joyce. Dudley C. Denison.
MASSACHUSETTS	{ William W. Crapo. Benjamin W. Harris. Henry L. Pierce. Josiah G. Abbott. Nathaniel P. Banks. Charles P. Thompson. John K. Tarbox. William Wirt Warren. George F. Hoar. Julius H. Seelye. Chester W. Chapin.
RHODE ISLAND	{ Benjamin T. Eames. Latimer W. Ballou.
CONNECTICUT	{ George W. Landers. James Phelps.

From the State of—

NEW YORK

Henry B. Metcalfe.
Simeon B. Chittenden.
Archibald M. Bliss.
Edwin R. Meade.
Samuel S. Cox.
Smith Ely, jr.
Fernando Wood.
Abram S. Hewitt.
Benjamin A. Willis.
George M. Beebe.
John H. Bagley, jr.
Charles H. Adams.
Martin I. Townsend.
Andrew Williams.
Henry H. Hathorn.
Samuel F. Miller.
George A. Bagley.
Elias W. Leavenworth.
Clinton D. MacDougall.
Elbridge G. Lapham.
Charles C. B. Walker.
John M. Davy.
George G. Hoskins.
Nelson I. Norton.

NEW JERSEY

Miles Ross.
Robert Hamilton.
Augustus W. Cutler.
Frederick H. Teese.
Augustus A. Hardenbergh.

PENNSYLVANIA

Chapman Freeman.
Charles O'Neill.
Samuel J. Randall.
John Robbins.
Washington Townsend.
Alan Wood, jr.
Hiester Clymer.
A. Herr Smith.
William Mutchler.
Francis D. Collins.
James B. Reilly.
John B. Packer.
Joseph Powell.
Sobieski Ross.
John Reilly.
William S. Stenger.
Levi Maish.
L. A. Mackey.
Jacob Turney.
James H. Hopkins.
Alexander G. Cochrane.
John W. Wallace.
George A. Jenks.
James Sheakley.
Albert G. Egbert.

From the State of—

DELAWARE	James Williams.
MARYLAND	{ Philip F. Thomas. Charles B. Roberts. William J. O'Brien. Thomas Swann. Eli J. Henkle. William Walsh.
VIRGINIA	{ Beverly B. Douglas. John Goode, jr. Gilbert C. Walker. George C. Cabell. John Randolph Tucker. John T. Harris. Eppa Hunton. William Terry.
NORTH CAROLINA	{ Jesse J. Yeates. John A. Hyman. Alfred M. Waddell. Joseph J. Davis. Alfred M. Scales. Thomas S. Ashe. William M. Robbins. Robert B. Vance.
SOUTH CAROLINA	Alexander S. Wallace.
GEORGIA	{ Julian Hartridge. Philip Cook. Henry R. Harris. Milton A. Candler. James H. Blount. William H. Felton. Alexander H. Stephens. Benjamin H. Hill.
ALABAMA	{ Jere Haralson. Jere N. Williams. Taul Bradford. John H. Caldwell. William H. Forney.
MISSISSIPPI	{ Lucius Q. C. Lamar. G. Wiley Wells. Hernando D. Money. Otho R. Singleton. Charles E. Hooker. John R. Lynch.
LOUISIANA	{ Randall L. Gibson. E. John Ellis. Chester B. Darrall. William B. Spencer.

From the State of—

OHIO.....	{ Milton Saylor. Henry B. Banning. John S. Savage. John A. McMahon. Americus V. Rice. Frank H. Hurd. Lawrence T. Neal. William Lawrence. Earley F. Poppleton. Charles Foster. John L. Vance. Ansel T. Walling. Milton I. Southard. Jacob P. Cowan. Nelson H. Van Vorhes. Lorenzo Danford. Laurin D. Woodworth. James Monroe. Henry B. Payne.
KENTUCKY	{ Andrew R. Boone. John Young Brown. Charles W. Milliken. J. Proctor Knott. Henry Watterson. Thomas L. Jones. Joseph C. S. Blackburn. Milton J. Durham. John D. White.
TENNESSEE	{ George G. Dibrell. Haywood Y. Riddle. John F. House. Washington C. Whitthorne. John D. C. Atkins. William P. Caldwell. Casey Young.
INDIANA.....	{ Benoni S. Fuller. Jephtha D. New. William S. Holman. Milton S. Robinson. Franklin Landers. Morton C. Hunter. Thomas J. Cason. William S. Haymond. James L. Evans. Andrew H. Hamilton. John H. Baker.
ILLINOIS.....	{ Bernard G. Caulfield. Carter H. Harrison. John V. Le Moyne. Stephen A. Hurlbut. Horatio C. Burchard.

From the State of—

ILLINOIS	{ Thomas J. Henderson. Greenbury L. Fort. Richard H. Whiting. John C. Bagby. Scott Wike. William M. Springer. Adlai E. Stevenson. Joseph G. Cannon. John R. Eden. William A. J. Sparks. William R. Morrison. William Hartzell. William B. Anderson.
MISSOURI	{ Edward C. Kehr. Erastus Wells. William H. Stone. Robert A. Hatcher. Richard P. Bland. Charles H. Morgan. John F. Philips. Benjamin J. Franklin. David Rea. Rezin A. DeBolt. John B. Clark, jr. John M. Glover. Aylett H. Buckner.
ARKANSAS	{ Lucien C. Gause. William F. Slemons. William W. Wilshire. Thomas M. Gunter.
MICHIGAN	{ Alpheus S. Williams. Henry Waldron. Allen Potter. William B. Williams. George H. Durand. Omar D. Conger. Nathan B. Bradley.
FLORIDA	{ Jesse J. Finley.
TEXAS	{ John H. Reagan. David B. Culberson. James W. Throckmorton. Roger Q. Mills. John Hancock.
IOWA	{ George W. McCrary. John Q. Tufts. Lucien L. Ainsworth. Henry O. Pratt. James Wilson. Ezekiel S. Sampson. John A. Kasson. Addison Oliver.

From the State of—

WISCONSIN	{ Charles G. Williams. Lucien B. Caswell. Henry S. Magoon. William Pitt Lynde. Samuel D. Burchard. Alanson M. Kimball. Jeremiah M. Rusk. George W. Cate.
CALIFORNIA	{ William A. Piper. Horace F. Page. John K. Luttrell.
MINNESOTA	{ Mark H. Dunnell. Horace B. Strait. William S. King.
OREGON	Lafayette Lane.
KANSAS	{ William A. Phillips. John R. Goodin. William R. Brown.
WEST VIRGINIA	{ Benjamin Wilson. Charles J. Faulkner. Frank Hereford.
NEVADA	William Woodburn.
NEBRASKA	Lorenzo Crounse.

Two hundred and fifty members having answered to their names,
The Clerk announced that a quorum was present.

Mr. Holman submitted the following preamble and resolution, viz:

Whereas the House being informed that since its last adjournment
Hon. Michael C. Kerr, who at the commencement of the present Congress
was elected Speaker of the House, has departed this life, creating
a vacancy in the office of Speaker: Therefore,

Resolved, That the House do now proceed to the election of a Speaker
viva voce.

Mr. Banks, as a question of privilege, presented the credentials of
James B. Belford as Representative from the State of Colorado, and
moved that the oath of office be administered to the said Belford.

Mr. Holman demanded the previous question on the adoption of the
said resolution;

When

Mr. Banks made the point of order that the right of a member to
participate in the election of a Speaker was a question of higher privilege
than the election of a Speaker.

The Clerk overruled the point of order, on the ground that the resolution
submitted by Mr. Holman presented a question of privilege; and
that pending the decision of such question another question of privilege
could not be submitted.

From this decision of the Clerk Mr. Banks appealed;

Pending which,

Mr. Cox moved that the said appeal be laid on the table.

And the question being put,

It was decided in the affirmative, { Yeas 165
Nays 84
Not voting 35

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Albert G. Egbert	Mr. Lucius Q. C. Lamar	Mr. Alfred M. Scales
Lucien L. Ainsworth	E. John Ellis	Franklin Landers	James Sheakley
William B. Anderson	Smith Ely, jr.	George M. Landers	Otho R. Singleton
Thomas S. Ashe	Charles J. Faulkner	Lafayette Lane	William F. Slemmons
John D. C. Atkins	William H. Felton	J. V. Le Moynes	Milton I. Southard
John C. Bagby	Jesse J. Finley	Scott Lord	William A. J. Sparks
John H. Bagley, jr.	William H. Forney	John K. Juttrell	William B. Spencer
Henry B. Banning	Benjamin J. Franklin	William P. Lynde	William M. Springer
George M. Beebe	Benoni S. Fuller	L. A. Mackey	William S. Stenger
Samuel N. Bell	Lucien C. Gause	Levi Maish	Adlai E. Stevenson
Jos. C. S. Blackburn	Randall L. Gibson	John A. McMahon	William H. Stone
Richard P. Bland	John M. Glover	Edwin R. Meade	Thomas Swann
Archibald M. Bliss	John Goode, jr.	Henry B. Metcalfe	John K. Tarbox
James H. Blount	John R. Goodin	Charles W. Milliken	Frederick H. Teese
Andrew R. Boone	Thomas M. Gunter	Roger Q. Mills	William Terry
Taul Bradford	Andrew H. Hamilton	Hernando D. Money	Charles P. Thompson
John Young Brown	Robert Hamilton	Charles H. Morgan	Philip F. Thomas
Aylett H. Buckner	John Hancock	William R. Morrison	J. W. Throckmorton
Samuel D. Burchard	Aug. A. Hardenbergh	William Mutchler	John R. Tucker
George C. Cabell	Henry R. Harris	Lawrence T. Neal	Jacob Turney
John H. Caldwell	John T. Harris	Jephtha D. New	John L. Vance
William P. Caldwell	Carter H. Harrison	William J. O'Brien	Robert B. Vance
Milton A. Candler	Julian Hartridge	N. Holmes Odell	Alfred M. Waddell
George W. Cate	William Hartzell	Henry B. Payne	Charles C. B. Walker
Bernard G. Caulfield	Robert A. Hatcher	James Phelps	Gilbert C. Walker
Chester W. Chapin	William S. Haymond	John F. Phillips	Ansel T. Walling
John B. Clark, jr.	Eli J. Henkle	William A. Piper	William Walsh
Hiester Clymer	Frank Hereford	Earley F. Poppleton	William W. Warren
Alex. G. Cochrane	Abram S. Hewitt	Joseph Powell	Henry Watterson
Francis D. Collins	Benjamin H. Hill	David Rea	Erastus Wells
Philip Cook	William S. Holman	John H. Reagan	W. C. Whitthorne
Jacob P. Cowan	Charles E. Hooker	John Reilly	Scott Wike
Samuel S. Cox	James H. Hopkins	James B. Reilly	Alpheus S. Williams
David B. Culberson	John F. House	Americus V. Rice	James Williams
Augustus W. Cutler	Eppa Hunton	Haywood Y. Riddle	Jere N. Williams
Joseph J. Davis	Frank H. Hurd	John Robbins	Benjamin A. Willis
Reziu A. DeBolt	George A. Jenks	William M. Robbins	William W. Wilshire
George G. Dibrell	Frank Jones	Charles B. Roberts	Benjamin Wilson
Beverly B. Douglas	Thomas L. Jones	Miles Ross	Fernando Wood
George H. Durand	Edward C. Kehr	John S. Savage	Jesse J. Yeates
Milton J. Durham	J. Proctor Knott	Milton Saylor	Casey Young.
John R. Eden			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Mark H. Dunnell	Mr. William Lawrence	Mr. Ezekiel S. Sampson
George A. Bagley	Benjamin T. Eames	E. W. Leavenworth	Julius H. Seelye
John H. Baker	James L. Evans	John R. Lynch	A. Herr Smith
Latimer W. Ballou	Greenbury L. Fort	Henry S. Magoon	Horace B. Strait
Nathaniel P. Banks	Charles Foster	C. D. MacDougall	Martin I. Townsend
Henry W. Blair	Chapman Freeman	George W. McCrary	Washington Townsend
Nathan B. Bradley	William P. Frye	Samuel F. Miller	John Q. Tufts
William R. Brown	Jere Haralson	James Monroe	Nelson H. VanVorhes
Horatio C. Burchard	Benjamin W. Harris	Nelson I. Norton	Henry Waldron
John H. Burleigh	Henry H. Hathorn	Addison Oliver	Alexander S. Wallace
Joseph G. Cannon	Thomas J. Henderson	Charles O'Neill	John W. Wallace
Thomas J. Cason	George F. Hoar	John B. Packer	G. Wiley Wells
Lucien B. Caswell	George G. Hoskins	Horace F. Page	John D. White
Simeon B. Chittenden	Morton C. Hunter	William A. Phillips	Richard H. Whiting
Omar D. Conger	Stephen A. Hurlbut	Henry L. Pierce	Andrew Williams
William W. Crapo	John A. Hyman	Harris M. Plaisted	Charles G. Williams
Lorenzo Crounse	Charles H. Joyce	Allen Potter	William B. Williams
Lorenzo Danford	John A. Kasson	Henry O. Pratt	James Wilson
Chester B. Darrall	Alanson M. Kimball	Milton S. Robinson	Alan Wood, jr.
John M. Davy	William S. King	Sobieski Ross	William Woodburn
Dudley C. Decison	Elbridge G. Lapham	Jeremiah M. Rusk	L. D. Woodworth.

Those not voting are—

Mr. William H. Baker	Mr. George W. Hendee	Mr. Charles E. Nash	Mr. William H. H. Stowell
Lyman K. Bass	Goldsmith W. Hewitt	Thomas C. Platt	Jacob M. Thornburgh
John M. Bright	Solomon L. Hoge	William J. Purman	John T. Wait
Alexander Campbell	Jay A. Hubbell	Joseph H. Rainey	Elijah Ward
John B. Clarke	William D. Kelley	Gustave Schleicher	William A. Wheeler
Samuel A. Dobbins	William M. Levy	John G. Schumaker	John O. Whitehouse
James A. Garfield	Burwell B. Lewis	C. H. Sinnenkoon	Peter D. Wigginton
Eugene Hale	James W. McDill	Robert Smalls	George Willard.
Charles Hays	William McFarland	William E. Smith	

So the appeal from the decision of the Clerk was laid on the table.

The question then recurring on the resolution submitted by Mr. Holman, the same was, under the operation of the previous question, agreed to.

Nominations having been made as follows, viz :

By Mr. Cox : Samuel J. Randall, of the State of Pennsylvania ;

By Mr. McCrary : James A. Garfield, of the State of Ohio ;

The Clerk appointed Mr. Clymer, Mr. Banning, Mr. Banks, and Mr. James Wilson to act as tellers.

The House then proceeded to vote *viva voce* for a Speaker :

When

The following-named members voted for Samuel J. Randall :

Messrs. Josiah G. Abbott, Lucien L. Ainsworth, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, John H. Bagley, jr., Henry B. Banning, George M. Beebe, Samuel N. Bell, Joseph C. S. Blackburn, Richard P. Bland, Archibald M. Bliss, James H. Blount, Andrew R. Boone, Taul Bradford, John Young Brown, Aylett H. Buckner, George C. Cabell, John H. Caldwell, William P. Caldwell, Milton A. Candler, George W. Cate, Bernard G. Caulfield, Chester W. Chapin, John B. Clark, jr., Hiester Clymer, Alexander G. Cochrane, Francis D. Collins, Philip Cook, Jacob P. Cowan, Samuel S. Cox, David B. Culberson, Augustus W. Cutler, Joseph J. Davis, Rezin A. De Bolt, George G. Dibrell, Beverly B. Douglas, George H. Durand, Milton J. Durham, John R. Eden, Albert G. Egbert, E. John Ellis, Smith Ely, jr., Charles J. Faulkner, William H. Felton, Jesse J. Finley, William H. Forney, Benjamin J. Franklin, Benoni S. Fuller, Lucien C. Gause, Randall L. Gibson, John M. Glover, John Goode, jr., John R. Goodin, Thomas M. Gunter, Andrew H. Hamilton, Robert Hamilton, John Hancock, Augustus A. Hardenbergh, Henry R. Harris, John T. Harris, Carter H. Harrison, Julian Hartridge, William Hartzell, Robert A. Hatcher, William S. Haymond, Eli J. Henkle, Frank Hereford, Abram S. Hewitt, Benjamin H. Hill, William S. Holman, Charles E. Hooker, James H. Hopkins, John F. House, Eppa Hunton, Frank H. Hurd, George A. Jenks, Frank Jones, Thomas L. Jones, Edward C. Kehr, J. Proctor Knott, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, J. V. Le Moyne, Scott Lord, John K. Luttrell, William P. Lynde, L. A. Mackey, Levi Maish, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Charles W. Milliken, Roger Q. Mills, Hernando D. Money, William R. Morrison, William Mutchler, Lawrence T. Neal, Jeptha D. New, William J. O'Brien, N. Holmes Odell, Henry B. Payne, James Phelps, John F. Philips, William A. Piper, Earley F. Poppleton, Joseph Powell, David Rea, John H. Reagan, John Reilly, James B. Reilly, Americus V. Rice, Haywood Y. Riddle, John Robbins, William M. Robbins, Charles B. Roberts, Miles Ross, John S. Savage, Milton Saylor, Alfred M. Scales, James Sheakley, Otho R. Singleton, William F. Slemmons, Milton I. Southard, William A. J. Sparks, William B. Spencer, William M. Springer, William S. Stenger, Adlai E. Stevenson, William H. Stone, Thomas Swann, John K. Tarbox, Frederick H. Teese, William Terry, Charles P. Thompson, Philip F. Thomas, James W. Throckmorton, John R. Tucker, Jacob Turney, John L. Vance, Robert B. Vance, Alfred M. Waddell, Charles C. B. Walker, Gilbert C. Walker, Ansel T. Walling, William Walsh, William W. Warren, Henry Watterson, Erastus Wells, Washington C. Whitthorne, Scott Wike, Alpheus S. Williams, James Williams, Jere N. Williams, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, Fernando Wood, Jesse J. Yeates, Casey Young.

The following-named members voted for James A. Garfield :

Messrs. Charles H. Adams, George A. Bagley, John H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry W. Blair, Nathan B. Bradley, William R. Brown, Horatio C. Burchard, John H. Burleigh, Joseph G. Cannon, Thomas J. Cason, Lucien B. Caswell, Simeon B. Chittenden, Omar D. Conger, William W. Crapo, Lorenzo Crounse, Lorenzo Danford, Chester B. Darrall, John M. Davy, Dudley C. Denison, Mark H. Dunnell, Benjamin T. Eames, James L. Evans, Greenbury L. Fort, Charles Foster, Chapman Freeman, William P. Frye, Jere Haralson, Benjamin W. Harris, Henry H. Hathorn, Thomas J. Henderson, George F. Hoar, George G. Hoskins, Morton C. Hunter, Stephen A. Hurlbut, John A. Hyman, Charles H. Joyce, John A. Kasson, Adanson M. Kimball, William S. King, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, John R. Lynch, Clinton D. MacDougall, George W. McCrary, Samuel F. Miller, James Monroe, Nelson I. Norton, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, William A. Phillips, Henry L. Pierce, Harris M. Plaisted, Henry O. Pratt, Milton S. Robinson, Sobieski Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, A. Herr Smith, Horace B. Strait, Martin I. Townsend, Washington Townsend, John Q. Tufts, Nelson H. Van Vorhes, Henry Waldron, Alexander S. Wallace, John W. Wallace, G. Wiley Wells, John D. White, Richard H. Whiting, George Willard, Andrew Williams, Charles G. Williams, William B. Williams, James Wilson, Alan Wood, jr., William Woodburn, Laurin D. Woodworth.

Henry S. Magoon voted for Charles G. Williams, of Wisconsin.

Allen Potter voted for William R. Morrison, of Illinois.

Julius H. Seelye voted for George F. Hoar, of Massachusetts.

Recapitulation of the vote for Speaker.

For Samuel J. Randall.....	162
For James A. Garfield.....	82
For Charles G. Williams.....	1
For William R. Morrison.....	1
For George F. Hoar.....	1
<hr/>	
Whole number of votes.....	247
Necessary to a choice.....	124

Samuel J. Baudall having received a majority of all the votes given, was declared by the Clerk duly elected Speaker of the House of Representatives for the second session of the Forty-fourth Congress.

The Speaker-elect having been conducted to the chair by Mr. Cox and Mr. McCrary, said:

Gentlemen of the House of Representatives :

Called to the position because of the death of the late Speaker, Mr. Kerr, of Indiana, I only express the universal sentiment in saying that he was a good and great man, whose public and private life was characterized by purity, patriotism, and unswerving integrity.

Nobody can more completely appreciate than I do the high honor of presiding over the deliberations of the Representatives of the American people, and for this mark of your esteem and confidence I return my profound and heartfelt acknowledgments.

In the discharge of the important duties confided to me I shall endeavor to be absolutely fair and impartial. While enforcing the rules and upholding the constitutional prerogatives of this body, I shall at the

same time protect each and every member in the rights and privileges to which he may justly be entitled.

In the exercise of the parliamentary powers of the Chair, it will be my duty and my pleasure to give true expression in the appointment of committees to the opinions and wishes of the House upon every question presented, believing myself, as I really am, no more than the voice of the House itself.

We stand in the presence of events which strain and test to the last degree our form of government. Our liberties, consecrated by so many sacrifices in the past and preserved amid the rejoicings of an exultant people to our centennial anniversary as one among the nations of the earth, must be maintained at every hazard. [Loud applause.] The people look confidently to your moderation, to your patient, calm, and firm judgment, to your wisdom in this time fraught with so much peril. Let us not, I beseech you, disappoint their just expectations and their keen sense of right, but by unceasing vigilance let us prevent even the slightest departure from the Constitution and the laws, forgetting in the moment of difficulty that we are the adherents of party and only remembering that we are American citizens with a country to save which may be lost if unauthorized and unconstitutional acts of executive officers be not frowned down at once with relentless and unsparing condemnation. [Great applause.]

The oath of office prescribed by section 1753, Revised Statutes of the United States, was then administered to him by Mr. Holman, one of the Representatives from the State of Indiana.

And thereupon

The Speaker entered upon the duties of his office.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that a quorum of the Senate has assembled, and that the Senate is ready to proceed to business.

The Senate have adopted a resolution providing for the appointment of a committee, to join such committee as may be appointed by the House, to wait upon the President of the United States and inform him that a quorum of each house has assembled, and that Congress is ready to receive any communication that he may be pleased to make, and that Mr. Anthony and Mr. McCreery have been appointed as such committee on behalf of the Senate.

The oath of office prescribed by section 1757, Revised Statutes of the United States, was then administered to Mr. Stephens, a Representative from the State of Georgia.

Credentials of members-elect were then presented as follows, viz:

By Mr. George M. Landers:

The credentials of Levi Warner as a Representative from the fourth congressional district of Connecticut.

By Mr. Frye:

The credentials of Edwin Flye as a Representative from the third congressional district of Maine.

By Mr. Holman:

The credentials of Andrew Humphrey as a Representative from the second and the credentials of Nathan T. Carr as a Representative from the third congressional districts of Indiana.

By Mr. Clymer:

The credentials of William H. Stanton as a Representative from the twelfth congressional district of Pennsylvania.

Mr. Banks presented the credentials of James B. Belford as a Representative from the State of Colorado; and

Mr. McCrary presented the credentials of C. W. Buttz as a Representative from the second congressional district of South Carolina.

Objection being made to administering the oath of office to Messrs. Belford and Buttz,

The oath of office prescribed by section 1756 of the Revised Statutes of the United States was then administered to Messrs Warner, Flye, Humphrey, Carr, and Stanton, who thereupon took their seats in the House.

Mr. Banks moved that the oath of office be administered to Mr. Belford as a Representative from the State of Colorado.

Mr. Springer submitted the following resolution as an amendment, in the nature of a substitute for the motion submitted by Mr. Banks, viz :

Resolved, That the credentials of James B. Belford be referred to the Judiciary Committee, and that said committee be instructed to inquire and report at as early a day as possible whether Colorado is a State in the Union, and that until such report is received no person claiming to be a Representative from Colorado be sworn in as a member of this House.

After debate,

Mr. Springer demanded the previous question upon the adoption of the substitute.

Mr. Conger made the point of order that the proposed reference of the said credentials was irregular, and that under the rules the same should be referred to the Committee on Elections.

The Speaker overruled the point of order, on the ground that it was competent for the House to refer any subject to any committee that it might choose.

Mr. Springer renewed the demand for the previous question; which was seconded.

The question was then put,

Shall the main question be now put?

And it was decided in the affirmative, { Yeas 147
Nays 95
Not voting 48

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Augustus W. Cutler	Mr. William S. Raymond	Mr. Henry B. Payne
Lucien L. Ainsworth	Joseph J. Davis	Frank Hereford	James Phelps
Thomas S. Aebe	Rezin A. DeBolt	Abram S. Hewitt	John F. Phillips
John D. C. Atkins	George G. Dibrell	Benjamin H. Hill	William A. Piper
John C. Bagby	Beverly B. Douglas	Charles E. Hooker	Earley F. Poppleton
John H. Bagley, jr.	George H. Durand	James H. Hopkins	Joseph Powell
Henry B. Banning	John R. Eden	John F. House	John H. Reagan
George M. Beebe	Albert G. Egbert	Andrew Humphreys	John Reilly
Samuel N. Bell	E. John Ellis	Eppa Hunton	James B. Reddy
Joe. C. S. Blackburn	Smith Ely, jr.	Frank H. Hurd	Americus V. Rice
Richard P. Bland	Charles J. Faulkner	George A. Jenks	Haywood Y. Riddle
Archibald M. Bliss	William H. Felton	Frank Jones	William M. Robbins
Andrew R. Boone	Jesse J. Finley	Thomas L. Jones	Charles B. Roberts
Taul Bradford	William H. Forney	J. Proctor Knott	Miles Ross
John Young Brown	Benjamin J. Franklin	Lucius Q. C. Lamar	John S. Savage
Aylett H. Buckner	Benoni S. Fuller	Franklin Landers	Alfred M. Scales
George C. Cabell	Lucien C. Gause	George M. Landers	Julius H. Seelye
John H. Caldwell	Randall L. Gibson	John K. Luttrell	James Sheakley
William P. Caldwell	John M. Glover	William P. Lynde	Otho R. Singleton
Milton A. Candler	John Goode, jr.	L. A. Mackey	William F. Slemmons
Nathan T. Carr	John R. Goodin	Levi Maish	Milton I. Southard
George W. Cate	Andrew H. Hamilton	John A. McMahon	William A. J. Sparks
Bernard G. Caulfield	Robert Hamilton	Edwin R. Meade	William B. Spencer
Chester W. Chapin	John Hancock	Henry B. Metcalfe	William M. Springer
John B. Clark, jr.	Aug. A. Hardenbergh	Charles W. Milliken	William H. Stanton
Hester Clymer	Henry R. Harris	Roger Q. Mills	William S. Stenger
Alex. G. Cochrane	John T. Harris	Hernando D. Money	John K. Tarbox
Francis D. Collins	Carter H. Harrison	William R. Morrison	Frederick H. Teese
Philip Cook	Julian Hartbridge	William Mutchler	William Terry
Jacob P. Cowan	William Hartzell	Jeptha D. New	Charles P. Thompson
David B. Culberson	Robert A. Hatcher	N. Holmes Odell	Philip F. Thomas

Mr. J. W. Throckmorton	Mr. Charles C. B. Walker	Mr. Erastus Wells	Mr. Benjamin A. Willis
John R. Tucker	Gilbert C. Walker	W. C. Whitthorne	Benjamin Wilson
Jacob Turney	Ansel T. Walling	Scott Wike	Fernando Wood
John L. Vance	William Walsh	Alphens S. Williams	Jesse J. Yeates
Robert B. Vance	Levi Warner	James Williams	Casey Young.
Alfred M. Waddell	William W. Warren	Jere N. Williams	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Mark H. Dunnell	Mr. E. W. Leavenworth	Mr. Ezekiel S. Sampson
George A. Bagley	Milton J. Durham	J. V. Le Moine	A. Herr Smith
John H. Baker	Benjamin T. Eames	Henry S. Magoon	Horace B. Strait
Latimer W. Ballou	James L. Evans	C. D. MacDougall	Adlai E. Stevenson
Nathaniel P. Banks	Greenbury L. Fort	George W. McCrary	Martin I. Townsend
Henry W. Blair	Charles Foster	Samuel F. Miller	Washington Townsend
James H. Blount	Chapman Freeman	James Monroe	John Q. Tufts
Nathan B. Bradley	William P. Frye	Charles H. Morgan	Nelson H. Van Vorhes
William R. Brown	Jere Haraldson	Lawrence T. Neal	Henry Waldron
Horatio C. Burchard	Benjamin W. Harris	Nelson I. Norton	Alexander S. Wallace
Samuel D. Burchard	Henry H. Hathorn	William J. O'Brien	John W. Wallace
John H. Burleigh	Thomas J. Henderson	Addison Oliver	Henry Watterson
Joseph G. Cannon	George F. Hoar	Charles O'Neill	G. Wiley Wells
Thomas J. Cason	William S. Holman	John B. Packer	John D. White
Lucien B. Caawell	George G. Hoskins	Horace F. Page	Richard H. Whiting
Simeon B. Chittenden	Morton C. Hunter	William A. Phillips	George Willard
Omar D. Conger	Stephen A. Hurlbut	Henry L. Pierce	Andrew Williams
Samuel S. Cox	John A. Hyman	Harris M. Plaisted	Charles G. Williams
William W. Crapo	Charles H. Joyce	Allen Potter	William B. Williams
Lorenzo Crounse	Edward C. Kehr	Henry O. Pratt	James Wilson
Lorenzo Danford	Alanson M. Kimball	John Robbins	Alan Wood, jr.
Chester B. Darrall	William S. King	Milton S. Robinson	William Woodburn
John M. Davy	Elbridge G. Lapham	Sobieski Ross	L. D. Woodworth.
Dudley C. Denison	William Lawrence	Jeremiah M. Rusak	

Those not voting are—

Mr. William B. Anderson	Mr. George W. Hendee	Mr. James W. McDill	Mr. William E. Smith
William H. Baker	Eli J. Henkle	William McFarland	Alex. H. Stephens
Lyman K. Baas	Goldsmith W. Hewitt	Charles E. Nash	William H. Stone
John M. Bright	Solomon L. Hoge	Thomas C. Platt	William H. Stowell
Alexander Campbell	Jay A. Hubbell	William J. Purman	Thomas Swann
John B. Clarke	John A. Kaason	Joseph H. Kainey	Jacob M. Thornburgh
Samuel A. Dobbins	William D. Kelley	David Rea	John T. Wait
Edwin Flye	Lafayette Lane	Milton Saylor	Elijah Ward
James A. Garfield	William M. Levy	Gustave Schleicher	William A. Wheeler
Thomas M. Gunter	Burwell B. Lewis	John G. Schunaker	John O. Whitehouse
Eugene Hale	Scott Lord	C. H. Sinnerickson	Peter D. Wigginton
Charles Hays	John R. Lynch	Robert Smalls	William W. Wilshire.

So the main question was ordered to be put.

The question then recurred on the adoption of the substitute submitted by Mr. Springer for the motion submitted by Mr. Banks.

And being put,

It was decided in the affirmative,	Yeas	142
	Nays	99
	Not voting	49

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. John B. Clark, jr.	Mr. John R. Goodin	Mr. Lucius Q. C. Lamar
Lucien L. Ainsworth	Hiester Clymer	Thomas M. Gunter	Franklin Landers
Thomas S. Ashe	Alex. G. Cochran	Andrew H. Hamilton	George M. Landers
John D. C. Atkins	Francis D. Collins	Robert Hamilton	Lafayette Lane
John C. Bagby	Philip Cook	John Hancock	John K. Luttrell
John H. Bagley, jr.	Jacob P. Cowan	Ang. A. Hardenbergh	William P. Lynde
Henry B. Banning	David B. Culberson	Henry R. Harris	L. A. Mackey
George M. Beebe	Augustus W. Cutler	John T. Harris	Levi Maish
Samuel N. Bell	Joseph J. Davis	Carter H. Harrison	John A. McMahon
Jos. C. S. Blackburn	Rezin A. DeBolt	Julian Hartridge	Edwin R. Meade
Richard P. Bland	George G. Dibrell	Robert A. Hatcher	Henry B. Metcalfe
Archibald M. Bliss	Beverly B. Douglas	William S. Raymond	Charles W. Milliken
Andrew R. Boone	George H. Durand	Frank Hereford	Roger Q. Mills
Taul Bradford	John R. Eden	Abram S. Hewitt	Hernando D. Money
John Young Brown	Albert G. Egbert	Benjamin H. Hill	William Mntchler
Aylett H. Buckner	E. John Ellis	Charles E. Hooker	Jepptha D. New
Samuel D. Burchard	Smith Ely, jr.	James H. Hopkins	N. Holmes Odell
George C. Cabell	Charles J. Faulkner	John F. House	Henry B. Payne
John H. Caldwell	William H. Felton	Andrew Humphreys	James Phelps
William P. Caldwell	Jesse J. Finley	Eppe Hutton	John F. Phillips
Milton A. Candler	William H. Forney	Frank H. Hurd	Earley F. Poppleton
Nathan T. Carr	Benjamin J. Franklin	George A. Jenks	Joseph Powell
George W. Cate	Lucien C. Gause	Frank Jones	John H. Reagan
Bernard G. Caulfield	Randall L. Gibson	Thomas L. Jones	John Reilly
Chester W. Chapin	John Goode, jr.	J. Proctor Knott	James B. Reilly

Mr. Americus V. Rice	Mr. William A. J. Sparks	Mr. Jacob Turney	Mr. W. C. Whitthorne
Haywood Y. Riddle	William B. Spencer	John L. Vance	Scott Wike
John Robbins	William M. Springer	Robert B. Vance	Alpheus S. Williams
William M. Robbins	William H. Stanton	Alfred M. Waddell	James Williams
Charles B. Roberts	William S. Stenger	Charles C. B. Walker	Jere N. Williams
Miles Ross	Thomas Swann	Gilbert C. Walker	Benjamin A. Willis
Alfred M. Scales	William Terry	Ansel T. Walling	William W. Wilshire
James Sheakley	Charles P. Thompson	William Walsh	Benjamin Wilson
Otho R. Singleton	Philip F. Thomas	Levi Warner	Fernando Wood
William F. Slemons	J. W. Throckmorton	William W. Warren	Jesse J. Yeates.
Milton I. Southard	John R. Tucker		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Milton J. Durham	Mr. William Lawrence	Mr. John S. Savage
William B. Anderson	Benjamin T. Eames	John R. Lynch	Julius H. Seelye
George A. Bagley	James L. Evans	Henry S. Magoon	A. Herr Smith
John H. Baker	Edwin Flye	C. D. MacDougall	Horace B. Strait
Latimer W. Ballou	Greenbury L. Fort	George W. McCrary	Adlai E. Stevenson
Nathaniel P. Banks	Charles Foster	Samuel F. Miller	Martin I. Townsend
Henry W. Blair	Chapman Freeman	James Monroe	Washington Townsend
James H. Blount	William P. Frye	Charles H. Morgan	John Q. Tufts
Nathan B. Bradley	Jere Haralson	Lawrence T. Neal	Nelson H. Van Vorhe
William R. Brown	Benjamin W. Harris	Nelson I. Norton	Henry Waldron
Horatio C. Burchard	William Hartzell	William J. O'Brien	Alexander S. Wallace
John H. Burleigh	Henry H. Hathorn	Addison Oliver	John W. Wallace
Joseph G. Cannon	Thomas J. Henderson	Charles O'Neill	Henry Watterson
Thomas J. Cason	George F. Hoar	John B. Packer	Erastus Wells
Lucien B. Caswell	William S. Holman	Horace F. Page	G. Wiley Wells
Simon B. Chittenden	George G. Hoskins	William A. Phillips	John D. White
Omar D. Conger	Morton C. Hunter	Henry L. Pierce	Richard H. Whiting
Samuel S. Cox	Stephen A. Hurlbut	Harris M. Plaisted	George Willard
William W. Crapo	John A. Hyman	Allen Potter	Andrew Williams
Lorenzo Crounse	Charles H. Joyce	Henry O. Pratt	Charles G. Williams
Lorenzo Danford	John A. Kasson	David Rea	William B. Williams
Chester B. Darrall	Edward C. Kehr	Milton S. Robinson	James Wilson
John M. Davy	Alanson M. Kimball	Sobieski Ross	Alan Wood, Jr.
Dudley C. Denison	William S. King	Jeremiah M. Rusk	L. D. Woodworth.
Mark H. Dunnell	Elbridge G. Lapham	Ezekiel S. Sampson	

Those not voting are—

Mr. William H. Baker	Mr. Goldsmith W. Hewitt	Mr. Charles E. Nash	Mr. William H. Stone
Lyman K. Bass	Solomon L. Hoge	William A. Piper	William H. H. Stowell
John M. Bright	Jay A. Hubbell	Thomas C. Platt	John K. Tarbox
Alexander Campbell	William D. Kelley	William J. Purman	Frederick H. Teese
John B. Clarke	E. W. Leavenworth	Joseph H. Rainey	Jacob M. Thornburgh
Samuel A. Dobbins	J. V. Le Moynes	Milton Saylor	John T. Wait
Benoni S. Fuller	William M. Levy	Gustave Schleicher	Elijah Ward
James A. Garfield	Burwell B. Lewis	John G. Schumaker	William A. Wheeler
John M. Glover	Scott Lord	C. H. Sinnenkison	John O. Whitehouse
Eugene Hale	James W. McDill	Robert Smalls	Peter D. Wigginton
Charles Hays	William McFarland	William E. Smith	William Woodburn
George W. Hendee	William R. Morrison	Alex. H. Stephens	Casey Young.
Eli J. Henkle			

Mr. Springer moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. McCrary, as a question of privilege, moved that the oath of office be administered to Mr. C. W. Buttz as a Representative from the second congressional district of the State of South Carolina;

When

Mr. Abram S. Hewitt moved to suspend the rules and adopt certain resolutions submitted by him.

The Speaker decided that, pending the decision of so high a question of privilege as the right of a member to a seat, a motion to suspend the rules was not in order.

After debate,

The following protest against the admission of Mr. Buttz to this House as a Representative from the second congressional district of the State of South Carolina was presented by Mr. Morrison and read, viz:

To the Honorable the House of Representatives of the United States:

The memorial and protest of M. P. O'Conner, Edward McCrady, G. L. Buist, C. R. Miles, F. W. Dawson, T. G. Barker, Henry E. Young, Ang. T. Smythe, H. A. M. Smith, T. R. McGahan, and C. H. Simonton,

on behalf of themselves and others, citizens of South Carolina and voters in the second congressional district thereof, respectfully sheweth unto your honorable body that upon the 3d day of November, 1874, there was had, in the State and district aforesaid, a general election for the choice of a member of Congress for the said second congressional district.

That E. W. M. Mackey and C. W. Buttz were candidates thereat, the said E. W. M. Mackey receiving a majority of the votes cast.

That the said C. W. Buttz protested the election of the said Mackey, and, the said protest having been heard before the Committee of Elections, the said committee reported to the House of Representatives the following resolution, which was adopted by the House of Representatives upon the 19th day of July, 1876:

Resolved, That neither C. W. Buttz nor E. W. M. Mackey was lawfully elected to the Forty-fourth Congress from the second congressional district of South Carolina, nor is either of them entitled to a seat in said Congress.

By the adoption of which resolution a vacancy was created in the representation of said second congressional district of South Carolina.

And your petitioners further show that the said C. W. Buttz now claims to have been elected to fill such vacancy, and to take his seat under a certificate from the secretary of state of the State of South Carolina, forwarded to your honorable body, and purporting to be a legal certificate of said election, whereas no such legal election has ever been had, and the said certificate is null and void for the following reasons:

1. The Constitution of the United States, section 2, article 1, provides, "When vacancies happen in the representation from any State, the executive authority thereof shall issue writs of election to fill such vacancy." But in this case of vacancy the executive authority of the State of South Carolina failed and neglected to issue any writ of election to fill such vacancy.

2. That the vacancy created and declared by the resolution of the House of Representatives was a vacancy in the representation of the second congressional district of South Carolina, composed by law of the counties of Charleston, Orangeburgh, Clarendon, and Lexington, while the said pretended election was held only in the counties of Charleston, Orangeburgh, and Clarendon, altogether omitting the county of Lexington.

3. By the election-law of the State of South Carolina it is provided (chapter 8, section 24, Revised Statutes) that the board of State canvassers "shall, upon certified copies of the statements made by the board of county canvassers, proceed to make a statement of the whole number of votes given at such election for the various officers, and for each of them voted for, distinguishing the several counties in which they were given. They shall certify such statements to be correct, and subscribe the same with their proper names."

"SEC. 25. They shall make and subscribe on the proper statement a certificate of their determination, and shall deliver the same to the secretary of state."

By section 32 it is provided that the secretary of state "shall prepare a general certificate, under the seal of the State, and attested by him as secretary thereof, addressed to the House of Representatives of the United States in that Congress for which any person shall have been chosen, of the due election of the person so chosen at such election as Representative of this State in Congress, and shall transmit the same to the said House of Representatives at their first meeting."

But the certificate issued in this case by the said board of State canvassers in pretended obedience to this law was issued in defiance and contempt of a prohibitory order of the supreme court of the State of South Carolina, prohibiting them to take any action thereunder until the decision of said court of certain questions then properly pending before it, and that for such contempt of the order of said court the said board of State canvassers was duly and lawfully committed to custody by the said supreme court, and have not by purging said contempt been discharged therefrom. Wherefore the said certificate and the certificate of the said secretary of state based thereon are null and void.

And your petitioners pray that your honorable body will therefore refuse to receive said credentials, and declare said pretended election null and void.

M. P. O'CONNER,
ED. McCRADY,
G. L. BUIST,
C. R. MILES,
F. W. DAWSON,
T. G. BARKER,
H. E. YOUNG,
A. T. SMYTHE,
H. A. M. SMITH,
T. R. MCGAHAN,
C. H. SIMONTON,
By WM. HENRY TRESCOT,
Attorney for Petitioners.

Mr. Morrison submitted the following resolution as an amendment, in the nature of a substitute for the motion submitted by Mr. McCrary, viz:

Resolved, That the credentials of C. W. Buttz, claiming to be a member-elect to fill the vacancy which, under a resolution of this House, has occurred in the second congressional district of South Carolina, together with the protest on behalf of certain citizens of said congressional district, which has been filed with the Clerk of the House, alleging that the said credentials are null and void, and all the papers relating to said matter in the possession of the Clerk, be referred to the Committee on Elections, with instructions as early as possible to report upon the *prima facie* right of the said C. W. Buttz to a seat on the floor of this House as the representative of said second congressional district of South Carolina.

And the question being put,
Will the House agree to the said substitute?

It was decided in the affirmative, { Yeas 140
Nays 89
Not voting 61

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. George C. Cabell	Mr. Samuel S. Cox	Mr. Benjamin J. Franklin
Lucien L. Ainaworth	John H. Caldwell	Augustus W. Cutler	Benoni S. Fuller
Thomas S. Ashe	William P. Caldwell	Joseph J. Davis	Lucien C. Gause
John D. C. Atkins	Milton A. Candler	George G. Dibrell	Randall L. Gibson
John C. Bagby	Nathan T. Carr	Beverly B. Douglas	John M. Glover
John H. Bagley, jr.	George W. Cate	Milton J. Durham	John Goode, jr.
Henry B. Banning	Bernard G. Caulfield	John R. Eden	Thomas M. Gunter
Jos. C. S. Blackburn	Chester W. Chapin	Albert G. Egbert	Andrew H. Hamilton
Richard P. Bland	John B. Clark, jr.	E. John Ellis	Robert Hamilton
Archibald M. Bliss	Hester Clymer	Smith Ely, jr.	John Hancock
James H. Blount	Alex. G. Cochran	Charles J. Faulkner	Aug. A. Hardenbergh
Andrew R. Boone	Francis D. Collins	William H. Felton	Henry K. Harris
Taul Bradford	Philip Cook	Jesse J. Finley	John T. Harris
John Young Brown	Jacob P. Cowan	William H. Forney	Carter H. Harrison

Mr. Julian Hartridge William Hartzell Robert A. Hatchers William S. Haymond Frank Hereford Benjamin H. Hill William S. Holman Charles E. Hooker John F. House Andrew Humphreys Eppa Hunton Frank H. Hurd George A. Jenks Frank Jones Thomas L. Jones J. Proctor Knott Lucius Q. C. Lamar Franklin Landers George M. Landers Lafayette Lane John K. Luttrell L. A. Mackey	Mr. Levi Maish John A. McMahon Edwin R. Meade Henry B. Metcalfe Charles W. Milliken Roger Q. Mills Hernando D. Money Charles H. Morgan William R. Morrison William Mutchler Lawrence T. Neal Jephtha D. New William J. O'Brien Henry B. Payne James Phelps John F. Phillips Early F. Poppleton Joseph Powell David Rea John H. Reagan John Reilly	Mr. Americus V. Rice Haywood Y. Riddle John Robbins William M. Robbins Charles B. Roberts Miles Ross Alfred M. Scales Otto R. Singleton William F. Siemons Milton I. Southard William A. J. Sparks William B. Spencer William M. Springer William H. Stanton William S. Stenger Adlai E. Stevenson John K. Tarbox Frederick H. Teese William Terry Philip F. Thomas J. W. Throckmorton	Mr. John R. Tucker Jacob Turney John L. Vance Robert B. Vance Alfred M. Waddell Charles C. B. Walker Gilbert C. Walker Ansel T. Walling Levi Warner William W. Warren Henry Watterson Erastus Wells W. C. Whitthorne Scott Wike Alpheus S. Williams James Williams Jere N. Williams Benjamin A. Willis Benjamin Wilson Fernando Wood Jesse J. Yeates.
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Those who voted in the negative are—

Mr. Charles H. Adams William B. Anderson George A. Bagley John H. Baker Latimer W. Ballou Nathaniel P. Banks George M. Beebe Samuel N. Bell Henry W. Blair Nathan B. Bradley William R. Brown Aylett H. Buckner Horatio C. Burchard Samuel D. Burchard John H. Burleigh Joseph G. Cannon Thomas J. Cason Lucien B. Caswell Simeon B. Chittenden Omar D. Conger William W. Crapo Lorenzo Crounse Chester B. Darrall	Mr. John M. Davy Dudley C. Denison Mark H. Dunnell Benjamin T. Eames James L. Evans Edwin Flye Charles Foster Chapman Freeman William P. Frye Jere Haralson Benjamin W. Harris Henry H. Hathorn Thomas J. Henderson George F. Hoar James H. Hopkins George G. Hoskins Morton C. Hunter Stephen A. Hurlbut John A. Hyman Charles H. Joyce John A. Kasson Alanson M. Kimball	Mr. William S. King Elbridge G. Lapham William Lawrence E. W. Leavenworth Scott Lord John R. Lynch Henry S. Magoon C. D. MacDongall George W. McCrary Samuel F. Miller James Monroe Nelson I. Norton Addison Oliver Charles O'Neill John B. Packer Horace F. Page William A. Phillips Henry L. Pierce Harris M. Plaisted Allen Potter Henry O. Pratt James B. Reilly	Mr. Milton S. Robinson Jeremiah M. Ruak Ezekiel S. Sampson Julius H. Seelye A. Herr Smith Horace B. Straft Charles P. Thompson Martin I. Townsend Washington Townsend John Q. Tufts Nelson H. Van Vorhes Henry Waldron Alexander S. Wallace John W. Wallace G. Wiley Wells John D. White Richard H. Whiting Andrew Williams Charles G. Williams William B. Williams James Wilson Alan Wood, Jr.
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Those not voting are—

Mr. William H. Baker Lyman K. Bass John M. Bright Alexander Campbell John B. Clarke David B. Culbertson Lorenzo Danford Rezin A. DeBolt Samuel A. Dobbins George H. Durand Greenbury L. Fort James A. Garfield John R. Goodin Eugene Hale Charles Hays	Mr. George W. Hendee Eli J. Henkle Abram S. Hewitt Goldsmith W. Hewitt Solomon L. Hoge Jay A. Hubbell Edward C. Kehr William D. Kelley J. V. Le Moine William M. Levy Burrwell B. Lewis William P. Lynde James W. McDill William McFarland Charles E. Nash	Mr. N. Holmes Odell William A. Piper Thomas C. Platt William J. Purman Joseph H. Rainey Sobieski Ross John S. Savage Milton Saylor Gustave Schleicher John G. Schumaker James Sheakley C. H. Sinnickson Robert Smalls William E. Smith Alex. H. Stephens	Mr. William H. Stone William H. H. Stowell Thomas Swann Jacob M. Thornburgh John T. Wait William Walsh Elijah Ward William A. Wheeler John O. Whitehouse Peter D. Wigginton George Willard William W. Wilshire William Woodburn L. D. Woodworth Casey Young.
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So the substitute was agreed to.

Mr. Morrison moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Abram S. Hewitt moved that the rules be suspended, and that the House adopt the following resolutions, viz:

Resolved, That three special committees, one of fifteen members to proceed to Louisiana, one of six members to proceed to Florida, and one of nine members to proceed to South Carolina, shall be appointed by the Speaker of the House to investigate recent elections therein and the action of the returning or canvassing boards in the said States in reference thereto, and to report all the facts essential to an honest return of the votes received by the electors of the said States for President and Vice-President of the United States, and to a fair understand-

ing thereof by the people; and that for the purpose of speedily executing this resolution the said committees shall have power to send for persons and papers, to administer oaths, to take testimony, and, at their discretion, to detail subcommittees, with like authority to send for persons and papers, to administer oaths, and to take testimony, and that the said committees and their subcommittees may employ stenographers, clerks, and messengers, and be attended each by a deputy sergeant-at-arms; and said committees shall have leave to report at any time, by bill or otherwise.

Mr. Hoskins made the point of order that a motion to suspend the rules was not in order until after there had been a morning hour for the call of States and Territories for bills on leave and resolutions.

The Speaker overruled the point of order, on the ground that the morning hour was the hour immediately after the reading of the Journal, and there being no Journal to read, there could be no morning hour.

Mr. Kasson appealed from this decision of the Chair, and made the further point of order that the regular order of business was the reading of the Journal of the preceding day's session.

The Speaker overruled the said point of order, on the ground that the last session of Congress adjourned without day, and that therefore there could be no Journal to read this morning of the proceedings of the session of the previous day.

From this decision of the Chair Mr. Kasson appealed;
When

Mr. Abram S. Hewitt moved that the appeal be laid on the table;
And the question being put,

It was decided in the affirmative,	{	Yeas	145
		Nays	73
		Not voting	72

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Lucien L. Ainsworth
Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
George M. Beebe
Samuel N. Bell
Jos. C. S. Blackburn
Richard P. Bland
James H. Blount
Andrew R. Boone
Tani Bradford
John Young Brown
Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell
Milton A. Candler
Nathan T. Carr
George W. Cate
Bernard G. Caulfield
Chester W. Chapin
John H. Clark, jr.
Hester Clymer
Alex. G. Cochran
Francis D. Collins
Philip Cook
Jacob P. Cowan
Samuel S. Cox
Augustus W. Cutler
Joseph J. Davis
Rezin A. DeBolt
George F. Dibrell
Beverly B. Douglas

Mr. Milton J. Durham
John R. Eden
Albert G. Egbert
E. John Ellis
Charles J. Faulkner
William H. Felton
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
Randall L. Gibson
John M. Glover
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
John Hancock
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
Carter H. Harrison
Julian Hartridge
William Hartzell
Robert A. Hatcher
William S. Raymond
Frank Hereford
Abram S. Hewitt
Benjamin H. Hill
William S. Holman
Charles E. Hooker
James H. Hopkins
John F. House
Andrew Humphreys
Eppa Hunton
Frank H. Hurd
George A. Jenks

Mr. Frank Jones
Thomas L. Jones
Edward C. Kehr
J. Proctor Knott
Franklin Landers
George M. Landers
Lafayette Lano
J. V. Le Moynes
Scott Lord
John K. Luttrell
L. A. Mackey
Levi Maish
John A. McMahon
Edwin R. Meade
Henry B. Metcalf
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
Charles H. Morgan
William K. Morrison
William Mutchler
Lawrence T. Neal
Jephtha D. New
William J. O'Brien
Henry B. Payne
James Phelps
John F. Phillips
Earley F. Poppleton
Joseph Powell
David Rea
John H. Reagan
John Reilly
Americus V. Rice
Haywood Y. Riddle
John Robbins
William M. Robbins

Mr. Charles B. Roberts
Miles Ross
Alfred M. Scales
Otto R. Singleton
William F. Slemmons
Milton I. Southard
William A. J. Sparks
William B. Spencer
William M. Springer
William S. Stenger
Adlai E. Stevenson
John K. Tarbox
William Terry
Charles P. Thompson
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Alfred M. Waddell
Charles C. B. Walker
Gilbert C. Walker
Ansel T. Walling
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
W. C. Whitthorne
Scott Wiko
Alpheus S. Williams
James Williams
Jere N. Williams
Benjamin A. Willis
Benjamin Wilson
Fernando Wood
Jesse J. Yeates.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. E. W. Leavenworth	Mr. Ezekiel S. Sampson
George A. Bagley	Charles Foster	John R. Lynch	Julius H. Seelye
Latimer W. Ballou	Chapman Freeman	Henry S. Magoon	A. Herr Smith
Nathaniel P. Banks	William P. Frye	C. D. MacDougall	Horace B. Strait
Henry W. Blair	Benjamin W. Harris	George W. McCrary	Martin I. Townsend
Nathan B. Bradley	Henry H. Hathorn	Samuel F. Miller	Washington Townsend
William R. Brown	Thomas J. Henderson	James Monroe	John Q. Tufts
Horatio C. Burchard	George F. Hoar	Nelson I. Norton	Nelson H. Van Vorhes
Joseph G. Cannon	George G. Hoskins	Addison Oliver	Alexander S. Wallace
Thomas J. Cason	Morton C. Hunter	Charles O'Neill	John W. Wallace
Lucien B. Caswell	Stephen A. Hurlbut	John B. Packer	G. Wiley Wells
Omar D. Conger	John A. Hyman	Horace F. Page	John D. White
William W. Crapo	Charles H. Joyce	William A. Phillips	Richard H. Whiting
Lorenzo Crounse	John A. Kasson	Henry L. Pierce	Andrew Williams
John M. Davy	Alanson M. Kimball	Harris M. Plaisted	William B. Williams
Dudley C. Denison	William S. Klug	Henry O. Pratt	James Wilson
Mark H. Dunnell	Elbridge G. Lapham	Milton S. Robinson	Alan Wood, jr.
Benjamin T. Eames	William Lawrence	Jeremiah M. Rusk	L. D. Woodworth.
James L. Evans			

Those not voting are—

Mr. William B. Anderson	Mr. John Goode, jr.	Mr. N. Holmes Odell	Mr. William H. Stone
John H. Baker	John R. Goodin	William A. Piper	William H. H. Stowell
William H. Baker	Eugene Hale	Thomas C. Platt	Thomas Swann
Lyman K. Bass	Jere Haralson	Allen Potter	Frederick H. Teese
Archibald M. Bliss	Charles Hays	William J. Furman	Philip P. Thomas
John M. Bright	George W. Hendee	Joseph H. Rainey	Jacob M. Thornburgh
John H. Burleigh	El J. Henkle	James B. Reilly	John T. Wait
Alexander Campbell	Goldsmith W. Hewitt	Sobieski Ross	Henry Waldron
Simon B. Chittenden	Solomon L. Hoge	John S. Savage	William Walsh
John B. Clarke	Jay A. Hubbell	Milton Saylor	Elijah Ward
David B. Culbertson	William D. Kelley	Gustave Schleicher	William A. Wheeler
Lorenzo Dunford	Lucius Q. C. Lamar	John G. Schumaker	John O. Whitehouse
Chester B. Darrall	William M. Levy	James Sheakley	Peter D. Wigginton
Samuel A. Dobbins	Burwell B. Lewis	C. H. Sluickeson	George Willard
George H. Durand	William P. Lynde	Robert Smalls	Charles G. Williams
Smith Ely, jr.	James W. McDill	William E. Smith	William W. Wilshire
Greenbury L. Fort	William McFarland	William H. Stanton	William Woodburn
James A. Garfield	Charles E. Nash	Alex. H. Stephens	Casey Young.

So the appeal from the decision of the Chair was laid on the table.

Mr. Page, at 6 o'clock and 15 minutes p. m., moved that the House adjourn.

And the question being put,

It was decided in the negative,	Yeas	75
	Nays	144
	Not voting	71

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. James L. Evans	Mr. Elbridge G. Lapham	Mr. Julius H. Seelye
George A. Bagley	Edwin Flye	William Lawrence	A. Herr Smith
John H. Baker	Greenbury L. Fort	E. W. Leavenworth	Horace B. Strait
Latimer W. Ballou	Chapman Freeman	John R. Lynch	Martin I. Townsend
Nathaniel P. Banks	William P. Frye	Henry S. Magoon	Washington Townsend
Henry W. Blair	Jere Haralson	C. D. MacDougall	John Q. Tufts
Nathan B. Bradley	Benjamin W. Harris	George W. McCrary	Nelson H. Van Vorhes
William R. Brown	Henry H. Hathorn	Samuel F. Miller	Alexander S. Wallace
Horatio C. Burchard	Thomas J. Henderson	James Monroe	John W. Wallace
Joseph G. Cannon	George F. Hoar	Nelson I. Norton	G. Wiley Wells
Thomas J. Cason	George G. Hoskins	Addison Oliver	John D. White
Lucien B. Caswell	Morton C. Hunter	Charles O'Neill	Richard H. Whiting
Omar D. Conger	Stephen A. Hurlbut	John B. Packer	Andrew Williams
Lorenzo Crounse	John A. Hyman	Horace F. Page	Charles G. Williams
Chester B. Darrall	Charles H. Joyce	William A. Phillips	William B. Williams
John M. Davy	John A. Kasson	Harris M. Plaisted	James Wilson
Dudley C. Denison	Alanson M. Kimball	Milton S. Robinson	Alan Wood, jr.
Mark H. Dunnell	William S. King	Jeremiah M. Rusk	L. D. Woodworth.
Benjamin T. Eames	Lafayette Lane	Ezekiel S. Sampson	

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Archibald M. Bliss	Mr. William P. Caldwell	Mr. Francis D. Collins
Lucien L. Ainsworth	James H. Blount	Milton A. Candler	Philip Cook
Thomas S. Ashe	Andrew R. Boone	Nathan T. Carr	Jacob P. Cowan
John D. C. Atkins	Taul Bradford	George W. Cate	Samuel S. Cox
John C. Bagby	John Young Brown	Bernard G. Caulfield	Augustus W. Cutler
John H. Bagley, jr.	Aylett H. Buckner	Chester W. Chapin	Joseph J. Davis
George M. Beebe	Samuel D. Burchard	John B. Clark, jr.	Rezin A. DeHolt
Jos. C. S. Blackburn	George C. Cabell	Heater Clymer	George G. Dibrell
Richard P. Bland	John H. Caldwell	Alex. G. Cochrane	Beverly B. Douglas

Mr. George H. Durand	Mr. Goldsmith W. Hewitt	Mr. William R. Morrison	Mr. William H. Stanton
Milton J. Durham	Benjamin H. Hill	William Mntobler	William S. Stenger
John R. Eden	William S. Holman	Lawrence T. Neal	John K. Tarbox
Albert G. Egbert	Charles E. Hooker	Jephth D. New	William Terry
E. John Ellis	James H. Hopkins	William J. O'Brien	Charles P. Thompson
Charles J. Faulkner	John F. House	Henry B. Payne	J. W. Throckmorton
William H. Felton	Andrew Humphreys	James Phelps	John R. Tucker
Jesse J. Finley	John Hunton	John F. Phillips	Charles Turney
William H. Forney	George A. Jenks	William A. Piper	John L. Vance
Benoni S. Fuller	Frank Jones	Farley F. Poppleton	Robert B. Vance
Lucien C. Gause	Thomas L. Jones	Joseph Powell	Alfred M. Waddell
Randall L. Gibson	Edward C. Kehr	David Rea	Charles C. B. Walker
John Goode, jr.	J. Proctor Knott	John H. Reagan	Gilbert C. Walker
Thomas M. Gunter	Lucius Q. C. Lamar	John Reilly	Ansel T. Walling
Andrew H. Hamilton	Franklin Landers	James B. Reilly	William Walsh
Robert Hamilton	George M. Landers	Americus V. Rice	Levi Warner
John Hancock	Scott Lord	Haywood V. Kiddle	Henry Watterson
Aug. A. Hardenbergh	John K. Luttrell	John Robbiss	Erastus Wells
Henry R. Harris	L. A. Mackey	William M. Robbins	W. C. Whitthorne
John T. Harris	Levi Maish	Charles B. Roberts	Scott Wike
Carter H. Harrison	John A. McMahon	Miles Rice	Alpheus S. Williams
Julian Hartridge	Edwin R. Meade	Alfred M. Scales	James Williams
William Hartzell	Henry B. Metcalfe	Otho R. Singleton	Jere N. Williams
Robert A. Hatcher	Charles W. Milliken	William F. Siemons	Benjamin A. Willis
Eli J. Henkle	Roger Q. Mills	William A. J. Sparks	Benjamin Wilson
Frank Hereford	Hernando D. Money	William B. Spencer	Fernando Wood
Abram S. Hewitt	Charles H. Morgan	William M. Springer	Jesse J. Yantos.

Those not voting are—

Mr. William B. Anderson	Mr. John R. Goodin	Mr. Thomas C. Platt	Mr. William H. Stone
William H. Baker	Eugene Hale	Allen Potter	William H. H. Stowell
Henry B. Banning	William S. Haymond	Henry O. Pratt	Thomas Swann
Lyman K. Bass	Charles Hays	William J. Purman	Frederick H. Teese
Samuel N. Bell	George W. Hendee	Joseph H. Rainey	Philip F. Thomas
John M. Bright	Solomon L. Hoge	Sobieski Ross	Jacob M. Thornburgh
John H. Burleigh	Jay A. Hubbell	John S. Savage	John T. Wait
Alexander Campbell	Frank H. Hard	Milton Sayler	Henry Waldron
Simeon B. Chittenden	William D. Kelley	Gustave Schleicher	Elijah Ward
John B. Clarke	J. V. Le Moine	John G. Schumaker	William W. Warren
William W. Crapo	William M. Levy	James Sheakley	William A. Wheeler
David B. Culbertson	Burwell B. Lewis	C. H. Siskickson	John O. Whitehouse
Lorenzo Danford	William P. Lynde	Robert Suals	Peter D. Wigginton
Samuel A. Dobbins	James W. McDill	William E. Smith	George Willard
Smith Ely, Jr.	William McFarland	Milton I. Southard	William W. Wiltshire
Charles Foster	Charles E. Nash	Alex. H. Stephens	William Woodburn
James A. Garfield	N. Holmes Odell	Allai E. Stevenson	Casey Young.
John M. Glover	Henry L. Pierce		

So the House refused to adjourn.

The question then recurring on the motion of Mr. Hewitt that the rules be suspended and the resolutions submitted by him be adopted,

The question was put,

Shall the rules be suspended and the said resolutions adopted ?

(Yeas	156
Nays	78
Not voting.....	56

The yeas and nays being desired by one-fifth of the members present, Those voting in the affirmative are—

Mr. Josiah G. Abbott	Mr. George W. Cate	Mr. William H. Forney	Mr. Charles E. Hooker
Lucien L. Alnoworth	Bernard G. Caulfield	Benjamin J. Franklin	James H. Hopkins
Thomas S. Ashe	Chester W. Chapin	Benoni S. Fuller	John F. House
John D. C. Atkins	John B. Clark, jr.	Lucien C. Gause	Andrew Humphreys
John C. Bagby	Hester Clymer	Randall L. Gibson	Eppa Hunton
John H. Bagley, jr.	Alex. G. Cochrane	John M. Glover	Frank H. Hurd
Henry R. Bauning	Francis D. Collins	John Goode, jr.	George A. Jenks
George M. Beebe	Philip Cook	Thomas M. Gunter	Frank Jones
Samuel N. Bell	Jacob P. Cowan	Andrew H. Hamilton	Thomas L. Jones
Jos. C. S. Blackburn	Samuel S. Cox	Robert Hamilton	Edward C. Kehr
Richard P. Bland	Augustus W. Cutler	John Hancock	J. Proctor Knott
Archibald M. Bliss	Joseph J. Davis	Aug. A. Hardenbergh	Lucius Q. C. Lamar
James H. Blount	Rezin A. DeBolt	Henry R. Harris	George M. Landers
Andrew R. Boone	George G. Dibrell	John T. Harris	J. V. Le Moine
Tam Bradford	Beverly B. Douglas	Carter H. Harrison	Scott Lord
John Young Brown	George H. Durand	Julian Hartridge	John K. Luttrell
Aylett H. Buckner	Milton J. Durham	William Hartzell	L. A. Mackey
Samuel D. Burchard	John R. Eden	Robert A. Hatcher	Levi Maish
George C. Cabell	Albert G. Egbert	Eli J. Henkle	John A. McMahon
John H. Caldwell	E. John Ellis	Frank Hereford	Edwin R. Meade
William P. Caldwell	Charles J. Faulkner	Abram S. Hewitt	Henry B. Metcalfe
Milton A. Candler	William H. Felton	Benjamin H. Hill	
Nathan T. Carr	Jesse J. Finley	William S. Holman	

Mr. Charles W. Milliken	Mr. John H. Reagan	Mr. William M. Springer	Mr. William Walsh
Roger Q. Mills	John Reilly	William H. Stanton	Levi Warner
Hermando D. Money	James B. Reilly	William S. Stenger	William W. Warren
Charles H. Morgan	Americus V. Rice	Adlai E. Stevenson	Henry Watterson
William R. Morrison	Haywood Y. Riddle	John K. Tarbox	Erastus Wells
William Mutchler	John Robbins	William Terry	W. C. Whitthorne
Lawrence T. Neal	William M. Robbins	Charles P. Thompson	Scott Wike
Jeppha D. New	Charles B. Roberts	J. W. Throckmorton	George Willard
William J. O'Brien	Miles Ross	John R. Tucker	Alpheus S. Williams
Henry B. Payne	John S. Savage	Jacob Turney	James Williams
James Phelps	Alfred M. Scales	John L. Vance	Jere N. Williams
John F. Philips	Julius H. Seelye	Robert B. Vance	Benjamin A. Willis
Henry L. Pierce	Otho R. Singleton	Alfred M. Waddell	William W. Wilshire
Earley F. Poppleton	William F. Slemmons	Charles C. B. Walker	Benjamin Wilson
Joseph Powell	Milton I. Southard	Gilbert C. Walker	Fernando Wood
Samuel J. Randall	William A. J. Sparks	Ansel T. Walling	Jease J. Yeates.
David Rea	William B. Spencer		

Those voting in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Kames	Mr. Elbridge G. Lapham	Mr. A. Herr Smith
George A. Bagley	James L. Evans	William Lawrence	Horace B. Strait
John H. Baker	Edwin Flye	E. W. Leavenworth	Martin I. Townsend
Lattimer W. Ballou	Greenbury L. Fort	John R. Lynch	Washington Townsend
Nathaniel P. Banks	Charles Foster	Henry S. Mazon	John Q. Tufts
Henry W. Blair	Chapman Freeman	C. D. MacDougall	Nelson H. Van Vorhes
Nathan B. Bradley	William P. Frye	George W. McCrary	Henry Waldron
William R. Brown	Jere Haralson	Samuel F. Miller	Alexander S. Wallace
Horatio C. Burchard	Benjamin W. Harris	James Monroe	John W. Wallace
Joseph G. Cannon	Henry H. Hathorn	Nelson I. Norton	G. Wiley Wells
Thomas J. Cason	Thomas J. Henderson	Addison Oliver	John D. White
Lucien B. Caswell	George F. Hoar	Charles O'Neill	Richard H. Whiting
Omar D. Couger	George G. Hoskins	John B. Packer	Andrew Williams
William W. Crapo	Morton C. Hunter	Horace F. Page	Charles G. Williams
Lorenzo Crouse	Stephen A. Hurlbut	William A. Phillips	William B. Williams
Lorenzo Danford	John A. Hyman	Harris M. Plaisted	James Wilson
Chester B. Darrall	Charles H. Joyoe	Henry O. Pratt	Alan Wood, Jr.
John M. Davy	John A. Kasson	Milton S. Robinson	William Woodburn
Dudley C. Denison	Alanson M. Kimball	Jeremiah M. Rusk	La. D. Woodworth.
Mark H. Dunnell	William S. King	Ezekiel S. Sampson	

Those not voting are—

Mr. William B. Anderson	Mr. William S. Haymond	Mr. William A. Piper	Mr. Alex. H. Stephens
William H. Baker	Charles Hays	Thomas C. Platt	William H. Stone
Lyman K. Bass	George W. Hendee	Allen Potter	William H. H. Stowell
John M. Bright	Goldsmith W. Hewitt	William J. Purman	Thomas Swann
John H. Burleigh	Solomon L. Hoge	Joseph H. Rainey	Frederick H. Teese
Alexander Campbell	Jay A. Hubbell	Sobieski Ross	Philip F. Thomas
Simon B. Chittenden	William D. Kelley	Milton Saylor	Jacob M. Thornburgh
John B. Clarke	William M. Levy	Gustave Schleicher	John T. Wait
David B. Culbertson	Burwell B. Lewis	John G. Schumaker	Elijah Ward
Samuel A. Dobbins	William P. Lynde	James Sheakley	William A. Wheeler
Smith Ely, Jr.	James W. McDill	C. H. Sinnickson	John O. Whitehouse
James A. Garfield	William McFarland	Robert Smalls	Peter D. Wigginton
John R. Goodin	Charles E. Nash	William E. Smith	Casey Young.
Eugene Hale	N. Holmes Odell		

So the rules were suspended and the said resolutions adopted.

Mr. Fernando Wood submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That a committee of three be appointed on the part of the House, to join such committee as may be appointed on the part of the Senate, to wait on the President of the United States and inform him that a quorum of the two Houses has assembled, and that Congress is ready to receive any communication that he may be pleased to make.

The Speaker appointed Mr. Fernando Wood, Mr. Clymer, and Mr. Hoar the said committee on the part of the House.

Mr. Morrison submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That a message be sent to the Senate to inform that body that a quorum of the House of Representatives has assembled, and that Hon. Samuel J. Randall, one of the Representatives from the State of Pennsylvania, has been chosen Speaker, and that the House is now ready to proceed to business.

Mr. Holman submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House inform the President of the

United States that Hon. Samuel J. Randall, one of the Representatives from the State of Pennsylvania, has been elected Speaker of the House of Representatives.

Mr. Holman, at 7 o'clock and 30 minutes p. m., moved that the House adjourn.

Pending which,

The Speaker, by unanimous consent, announced as the select committee to investigate the late election in South Carolina, Mr. Saylor, Mr. Abbott, Mr. Stenger, Mr. Eden, Mr. Thomas L. Jones, Mr. John F. Phillips, Mr. Banks, Mr. Lapham, and Mr. Lawrence.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

TUESDAY, DECEMBER 5, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Buckner: The petition of Margaret E. Johnson, of Washington City, D. C., for the incorporation of and an appropriation for the Women's National College and Business Institute in the city of Washington, D. C., to the Committee for the District of Columbia.

By Mr. Hunton: The petition of George Foster, late a private in Company C, Tenth Regiment of Cavalry, United States Army, for a pension, to the Committee on Revolutionary Pensions and War of 1812.

By Mr. Jenks: The petition of T. H. Carpenter, late captain in the Seventeenth United States Infantry, for restoration to the Regular Army, to the Committee on Military Affairs.

By Mr. Morrison: Protest of citizens of the second congressional district of the State of South Carolina against C. W. Buttz being seated as a member of the House from said district, together with certified copies of the action of the supreme court of said State in the matter of *The State ex rel. R. M. Sims et al. vs. H. E. Hayne et al.*, board of State canvassers, to the Committee of Elections.

By Mr. Pierce: The petition of pilots at Boston, Massachusetts, for the repeal of the law requiring pilot-boats to wear mast-head lights, to the Committee on Commerce.

By Mr. Warren: The petition of Mrs. Marsilvia F. Woodard, of Cambridgeport, Massachusetts, mother of George R. Woodard, deceased, late of Company B, Eighth United States Infantry, to the Committee on Invalid Pensions.

Mr. Andrew H. Hamilton, by unanimous consent, submitted the following resolution, viz:

Resolved, That the special order for Saturday, December 16, at 1 o'clock, shall be the presentation of suitable resolutions on the death of Hon. M. C. Kerr, Speaker of this House during its last session, and the expression by the members of the esteem in which he was held for his unblemished character, for his eminent services as a Representative, and for his ability and impartiality as a presiding officer.

Pending which,

Mr. Banks moved that the Journal and Record be corrected so as to include the name of Mr. Plaisted in the negative on the vote on the adoption of the resolution submitted on yesterday by Mr. Abram S. Hewitt.

After debate,

The Speaker decided that it was the right of the gentleman from

Maine to have his vote recorded upon the said resolution upon the statement made by Mr. Plaisted that he did vote in the negative when his name was called.

Mr. Fuller asked that the Journal and Record might be further corrected so as to show that he voted in the affirmative upon the aforesaid resolution, stating that he was present and so voted when his name was called.

The Speaker decided, as in the case of Mr. Plaisted, that the gentleman from Indiana was entitled to have his name recorded.

And therefore the names of Mr. Plaisted and Mr. Fuller were recorded, the first in the negative and the last-named member in the affirmative, upon the adoption of the aforesaid resolution.

The Speaker thereupon claimed and exercised his constitutional right to vote upon any question before the House, and voted in the affirmative upon the said resolution; the vote as corrected being—yeas 158, nays 79; two-thirds voting in favor thereof.

The question then recurring upon the resolution submitted by Mr. Andrew H. Hamilton, the same was read, considered, and agreed to.

Mr. Fernando Wood, from the committee appointed to wait upon the President of the United States, reported that the committee had discharged the duty imposed upon them, and that the President had informed them that he would communicate a message in writing to the two houses immediately.

Subsequently,

A message in writing was received from the President of the United States, by Mr. Sniffen, one of his secretaries.

Subsequently,

The Speaker, by unanimous consent, laid the said message before the House; which was read, and is as follows, viz :

To the Senate and House of Representatives :

In submitting my eighth and last annual message to Congress, it seems proper that I should refer to, and in some degree recapitulate, the events and official acts of the past eight years.

It was my fortune, or misfortune, to be called to the office of Chief Executive without any previous political training. From the age of seventeen I had never even witnessed the excitement attending a presidential campaign but twice antecedent to my own candidacy, and at but one of them was I eligible as a voter.

Under such circumstances it is but reasonable to suppose that errors of judgment must have occurred. Even had they not, differences of opinion between the Executive, bound by an oath to the strict performance of his duties, and writers and debaters, must have arisen. It is not necessarily evidence of blunder on the part of the Executive because there are these differences of views. Mistakes have been made, as all can see and I admit, but it seems to me oftener in the selections made of the assistants appointed to aid in carrying out the various duties of administering the Government—in nearly every case selected without a personal acquaintance with the appointee, but upon recommendations of the representatives chosen directly by the people. It is impossible, where so many trusts are to be allotted, that the right parties should be chosen in every instance. History shows that no administration, from the time of Washington to the present, has been free from these mistakes. But I leave comparisons to history, claiming only that I have acted in every instance from a conscientious desire to do what was right, constitutional within the law, and for the very best in-

terests of the whole people. Failures have been errors of judgment, not of intent.

My civil career commenced, too, at a most critical and difficult time. Less than four years before, the country had emerged from a conflict such as no other nation had ever survived. Nearly one-half of the States had revolted against the Government; and, of those remaining faithful to the Union, a large percentage of the population sympathized with the rebellion and made an "enemy in the rear," almost as dangerous as the more honorable enemy in the front. The latter committed errors of judgment, but they maintained them openly and courageously; the former received the protection of the Government they would see destroyed, and reaped all the pecuniary advantage to be gained out of the then existing state of affairs; many of them by obtaining contracts, and by swindling the Government in the delivery of their goods.

Immediately on the cessation of hostilities, the then noble President, who had carried the country so far through its perils, fell a martyr to his patriotism at the hands of an assassin.

The intervening time to my first inauguration was filled up with wranglings between Congress and the new Executive as to the best mode of "reconstruction," or, to speak plainly, as to whether the control of the Government should be thrown immediately into the hands of those who had so recently and persistently tried to destroy it, or whether the victors should continue to have an equal voice with them in this control. Reconstruction, as finally agreed upon, means this and only this, except that the late slave was enfranchised, giving an increase, as was supposed, to the Union-loving and Union-supporting votes. If *free*, in the full sense of the word, they would not disappoint this expectation. Hence, at the beginning of my first administration, the work of reconstruction—much embarrassed by the long delay—virtually commenced. It was the work of the legislative branch of the Government. My province was wholly in approving their acts, which I did most heartily, urging the legislatures of States that had not yet done so to ratify the fifteenth amendment to the Constitution. The country was laboring under an enormous debt, contracted in the suppression of rebellion, and taxation was so oppressive as to discourage production. Another danger also threatened us—a foreign war. The last difficulty had to be adjusted, and was adjusted, without a war, and in a manner highly honorable to all parties concerned. Taxes have been reduced within the last seven years nearly three hundred millions of dollars, and the national debt has been reduced in the same time over four hundred and thirty-five millions of dollars. By refunding the six per cent. bonded debt for bonds bearing five and four and one-half per cent. interest, respectively, the annual interest has been reduced from over one hundred and thirty millions of dollars in 1869 to but little over one hundred millions of dollars in 1876. The balance of trade has been changed from over one hundred and thirty millions against the United States in 1869 to more than one hundred and twenty millions of dollars in our favor in 1876.

It is confidently believed that the balance of trade in favor of the United States will increase, not diminish, and that the pledge of Congress to resume specie payments in 1879 will be easily accomplished, even in the absence of much-desired further legislation on the subject.

A policy has been adopted toward the Indian tribes inhabiting a large portion of the territory of the United States which has been humane, and has substantially ended Indian hostilities in the whole land, except in a portion of Nebraska, and Dakota, Wyoming, and Montana Territo-

ries—the Black Hills region and approaches thereto. Hostilities there have grown out of the avarice of the white man, who has violated our treaty stipulations in his search for gold. The question might be asked why the Government has not enforced obedience to the terms of the treaty prohibiting the occupation of the Black Hills region by whites? The answer is simple: The first immigrants to the Black Hills were removed by troops, but rumors of rich discoveries of gold took into that region increased numbers. Gold has actually been found in paying quantity, and an effort to remove the miners would only result in the desertion of the bulk of the troops that might be sent there to remove them. All difficulty in this matter has, however, been removed—subject to the approval of Congress—by a treaty ceding the Black Hills and approaches to settlement by citizens.

The subject of Indian policy and treatment is so fully set forth by the Secretary of the Interior and the Commissioner of Indian Affairs, and my views so fully expressed therein, that I refer to their reports and recommendations as my own.

The relations of the United States with foreign powers continue on a friendly footing.

Questions have arisen from time to time in the foreign relations of the Government, but the United States have been happily free during the past year from the complications and embarrassments which have surrounded some of the foreign powers.

The diplomatic correspondence submitted herewith contains information as to certain of the matters which have occupied the Government.

The cordiality which attends our relations with the powers of the earth has been plainly shown by the general participation of foreign nations in the exhibition which has just closed, and by the exertions made by distant powers to show their interest in and friendly feelings toward the United States in the commemoration of the centennial of the nation. The Government and people of the United States have not only fully appreciated this exhibition of kindly feeling, but it may be justly and fairly expected that no small benefits will result both to ourselves and other nations from a better acquaintance, and a better appreciation of our mutual advantages and mutual wants.

Congress at its last session saw fit to reduce the amount usually appropriated for foreign intercourse by withholding appropriations for representatives of the United States in certain foreign countries, and for certain consular officers, and by reducing the amounts usually appropriated for certain other diplomatic posts, and thus necessitating a change in the grade of the representatives. For these reasons, immediately upon the passage of the bill making appropriations for the diplomatic and consular service for the present fiscal year, instructions were issued to the representatives of the United States at Bolivia, Ecuador, and Colombia, and to the consular officers for whom no appropriation had been made, to close their respective legations and consulates, and cease from the performance of their duties; and in like manner steps were immediately taken to substitute *chargés d'affaires* for ministers-resident in Portugal, Denmark, Greece, Switzerland, and Paraguay.

While thoroughly impressed with the wisdom of sound economy in the foreign service as in other branches of the Government, I cannot escape the conclusion that in some instances the withholding of appropriations will prove an expensive economy, and that the small retrenchment secured by a change of grade in certain diplomatic posts is not an adequate consideration for the loss of influence and importance

which will attend our foreign representatives under this reduction. I am of the opinion that a re-examination of the subject will cause a change in some instances in the conclusions reached on these subjects at the last session of Congress.

The Court of Commissioners of Alabama Claims, whose functions were continued by an act of the last session of Congress until the 1st day of January, 1877, has carried on its labors with diligence and general satisfaction. By a report from the clerk of the court, transmitted herewith, bearing date November 14, 1876, it appears that within the time now allowed by law the court will have disposed of all the claims presented for adjudication. This report also contains a statement of the general results of the labors of the court to the date thereof. It is a cause of satisfaction that the method adopted for the satisfaction of the classes of claims submitted to the court, which are of long standing and justly entitled to early consideration, should have proved successful and acceptable.

It is with satisfaction that I am enabled to state that the work of the joint commission for determining the boundary-line between the United States and British possessions from the northwest angle of the Lake of the Woods to the Rocky Mountains, commenced in 1872, has been completed. The final agreements of the commissioners, with the maps, have been duly signed, and the work of the commission is complete.

The fixing of the boundary upon the Pacific coast by the protocol of March 10, 1873, pursuant to the award of the Emperor of Germany by Article XXXIV of the treaty of Washington, with the termination of the work of this commission, adjusts and fixes the entire boundary between the United States and the British possessions, except as to the portion of territory ceded by Russia to the United States under the treaty of 1867. The work intrusted to the commissioner and the officers of the Army attached to the commission has been well and satisfactorily performed. The original of the final agreement of the commissioners, signed upon the 29th of May, 1876, with the original "list of astronomical stations observed," the original official "list of monuments marking the international boundary-line," and the maps, records, and general reports relating to the commission, have been deposited in the Department of State. The official report of the commissioner on the part of the United States, with the report of the chief astronomer of the United States, will be submitted to Congress within a short time.

I reserve for a separate communication to Congress a statement of the condition of the questions which lately arose with Great Britain respecting the surrender of fugitive criminals under the treaty of 1842.

The Ottoman government gave notice, under date of January 15, 1874, of its desire to terminate the treaty of 1862, concerning commerce and navigation, pursuant to the provisions of the twenty-second article thereof. Under this notice the treaty terminated upon the 5th day of June, 1876. That government has invited negotiations toward the conclusion of a new treaty.

By the act of Congress of March 23, 1874, the President was authorized, when he should receive satisfactory information that the Ottoman government or that of Egypt had organized new tribunals likely to secure to citizens of the United States the same impartial justice enjoyed under the exercise of judicial functions by diplomatic and consular officers of the United States, to suspend the operation of the act of June 22, 1860, and to accept for citizens of the United States the jurisdiction of the new tribunals. Satisfactory information having been received of the organization of such new tribunals in Egypt, I caused a

proclamation to be issued upon the 27th of March last, suspending the operation of the act of June 22, 1860, in Egypt, according to the provisions of the act. A copy of the proclamation accompanies this message. The United States has united with the other powers in the organization of these courts. It is hoped that the jurisdictional questions which have arisen may be readily adjusted, and that this advance in judicial reform may be hindered by no obstacles.

The necessary legislation to carry into effect the convention respecting commercial reciprocity concluded with the Hawaiian Islands in 1875 having been had, the proclamation to carry into effect the convention as provided by the act approved August 15, 1876, was duly issued upon the 9th day of September last. A copy thereof accompanies this message.

The commotions which have been prevalent in Mexico for some time past, and which unhappily seem to be not yet wholly quieted, have led to complaints of citizens of the United States of injuries by persons in authority. It is hoped, however, that these will ultimately be adjusted to the satisfaction of both governments. The frontier of the United States in that quarter has not been exempt from acts of violence by citizens of one republic on those of the other. The frequency of these is supposed to be increased and their adjustment made more difficult by the considerable changes in the course of the lower part of the Rio Grande River, which river is a part of the boundary between the two countries. These changes have placed on either side of that river portions of land which by existing conventions belong to the jurisdiction of the government on the opposite side of the river. The subject of adjustment of this cause of difficulty is under consideration between the two republics.

The government of the United States of Colombia has paid the award in the case of the steamer *Montijo*, seized by authorities of that government some years since, and the amount has been transferred to the claimants.

It is with satisfaction that I am able to announce that the Joint Commission for the adjustment of claims between the United States and Mexico, under the convention of 1868, the duration of which has been several times extended, has brought its labors to a close. From the report of the agent of the United States, which accompanies the papers transmitted herewith, it will be seen that within the time limited by the commission one thousand and seventeen claims on the part of citizens of the United States against Mexico were referred to the commission. Of these claims, eight hundred and thirty-one were dismissed or disallowed, and in one hundred and eighty-six cases awards were made in favor of the claimants against the Mexican Republic, amounting in the aggregate to four million one hundred and twenty-five thousand six hundred and twenty-two dollars and twenty cents. Within the same period nine hundred and ninety-eight claims on the part of citizens of the Mexican Republic against the United States were referred to the commission. Of these claims, eight hundred and thirty-one were dismissed or disallowed; and in one hundred and sixty-seven cases awards were made in favor of the claimants against the United States, amounting in the aggregate to one hundred and fifty thousand four hundred and ninety-eight dollars and forty-one cents.

By the terms of the convention the amount of these awards is to be deducted from the amount awarded in favor of our citizens against Mexico, and the balance only to be paid by Mexico to the United States,

leaving the United States to make provision for this proportion of the awards in favor of its own citizens.

I invite your attention to the legislation which will be necessary to provide for the payment.

In this connection I am pleased to be able to express the acknowledgments due to Sir Edward Thornton, the umpire of the commission, who has given to the consideration of the large number of claims submitted to him much time, unwearied patience, and that firmness and intelligence which are well known to belong to the accomplished representative of Great Britain, and which are likewise recognized by the representative in this country of the republic of Mexico.

Monthly payments of a very small part of the amount due by the government of Venezuela to citizens of the United States on account of claims of the latter against that government continue to be made with reasonable punctuality. That government has proposed to change the system which it has hitherto pursued in this respect, by issuing bonds for part of the amount of the several claims. The proposition, however, could not, it is supposed, properly be accepted, at least without the consent of the holders of certificates of the indebtedness of Venezuela. These are so much dispersed that it would be difficult, if not impossible, to ascertain their disposition on the subject.

In former messages I have called the attention of Congress to the necessity of legislation with regard to fraudulent naturalization and to the subject of expatriation and the election of nationality.

The numbers of persons of foreign birth seeking a home in the United States, the ease and facility with which the honest emigrant may after the lapse of a reasonable time become possessed of all the privileges of citizenship of the United States, and the frequent occasions which induce such adopted citizens to return to the country of their birth, render the subject of naturalization and the safeguards which experience has proved necessary for the protection of the honest naturalized citizen of paramount importance. The very simplicity in the requirements of law on this question affords opportunity for fraud, and the want of uniformity in the proceedings and records of the various courts, and in the forms of the certificates of naturalization issued, affords a constant source of difficulty.

I suggest no additional requirements to the acquisition of citizenship beyond those now existing, but I invite the earnest attention of Congress to the necessity and wisdom of some provisions regarding uniformity in the records and certificates, and providing against the frauds which frequently take place, and for the vacating of a record of naturalization obtained in fraud.

These provisions are needed in aid and for the protection of the honest citizen of foreign birth, and for the want of which he is made to suffer not infrequently. The United States has insisted upon the right of expatriation, and has obtained after a long struggle an admission of the principle contended for by acquiescence therein on the part of many foreign powers and by the conclusion of treaties on that subject. It is, however, but justice to the government to which such naturalized citizens have formerly owed allegiance, as well as to the United States, that certain fixed and definite rules should be adopted governing such cases and providing how expatriation may be accomplished.

While emigrants in large numbers become citizens of the United States, it is also true that persons, both native-born and naturalized, once citizens of the United States either by formal acts or as the effect of a series of facts and circumstances, abandon their citizenship and

cease to be entitled to the protection of the United States, but continue on convenient occasions to assert a claim to protection in the absence of provisions on these questions.

And in this connection I again invite your attention to the necessity of legislation concerning the marriages of American citizens contracted abroad, and concerning the status of American women who may marry foreigners, and of children born of American parents in a foreign country.

The delicate and complicated questions continually occurring with reference to naturalization, expatriation, and the status of such persons as I have above referred to, induce me to earnestly direct your attention again to these subjects.

In like manner, I repeat my recommendation that some means be provided for the hearing and determination of the just and subsisting claims of aliens upon the Government of the United States within a reasonable limitation, and of such as may hereafter arise. While, by existing provisions of law, the Court of Claims may in certain cases be resorted to by an alien claimant, the absence of any general provisions governing all such cases, and the want of a tribunal skilled in the disposition of such cases upon recognized fixed and settled principles, either provides no remedy in many deserving cases or compels a consideration of such claims by Congress or the executive department of the Government.

It is believed that other governments are in advance of the United States upon this question, and that the practice now adopted is entirely unsatisfactory.

Congress by an act approved the 3d day of March, 1875, authorized the inhabitants of the Territory of Colorado to form a State government, with the name of the State of Colorado, and therein provided for the admission of said State, when formed, into the Union, upon an equal footing with the original States.

A constitution having been adopted and ratified by the people of that State and the acting governor having certified to me the facts as provided by said act, together with a copy of such constitution and ordinances as provided for in the said act, and the provisions of the said act of Congress having been duly complied with, I issued a proclamation upon the 1st of August, 1876, a copy of which is hereto annexed.

The report of the Secretary of War shows that the Army has been actively employed during the year in subduing, at the request of the Indian Bureau, certain wild bands of the Sioux Indian nation and in preserving the peace at the South during the election. The commission constituted under the act of July 24, 1876, to consider and report on the "whole subject of the reform and re-organization of the Army" met in August last, and has collected a large mass of statistics and opinions bearing on the subject before it. These are now under consideration and their report is progressing. I am advised, though, by the president of the commission that it will be impracticable to comply with the clause of the act requiring the report to be presented, through me, to Congress on the first day of this session, as there has not yet been time for that mature deliberation which the importance of the subject demands. Therefore, I ask that the time of making the report be extended to the 29th day of January, 1877.

In accordance with the resolution of August 15, 1876, the Army Regulations, prepared under the act of March 1, 1875, have not been promulgated, but are held until after the report of the above-mentioned commission shall have been received and acted on.

By the act of August 15, 1876, the cavalry force of the Army was

increased by 2,500 men, with the proviso that they should be discharged on the expiration of hostilities. Under this authority, the cavalry regiments have been strengthened, and a portion of them are now in the field pursuing the remnants of the Indians with whom they have been engaged during the summer.

The estimates of the War Department are made up on the basis of the number of men authorized by law, and their requirements, as shown by years of experience; and also with the purpose on the part of the bureau officers to provide for all contingencies that may arise during the time for which the estimates are made. Exclusive of engineer estimates, (presented in accordance with acts of Congress calling for surveys and estimates for improvements at various localities,) the estimates now presented are about six millions in excess of the appropriations for the years 1874-'75 and 1875-'76. This increase is asked in order to provide for the increased cavalry force, (should their services be necessary,) to prosecute, economically, work upon important public buildings, to provide for armament of fortifications and manufacture of small arms, and to replenish the working stock in the supply departments. The appropriations for these last named have for the past few years been so limited, that the accumulations in store will be entirely exhausted during the present year, and it will be necessary to at once begin to replenish them.

I invite your special attention to the following recommendations of the Secretary of War:

First. That the claims under the act of July 4, 1864, for supplies taken by the Army during the war be removed from the offices of the Quartermaster and Commissary Generals and transferred to the Southern Claims Commission. These claims are of precisely similar nature to those now before the Southern Claims Commission, and the War Department bureaus have not the clerical force for their examination nor proper machinery for investigating the loyalty of the claimants.

Second. That Congress sanction the scheme of an annuity-fund for the benefit of the families of deceased officers; and that it also provide for the permanent organization of the Signal Service; both of which were recommended in my last annual message.

Third. That the manufacturing operations of the Ordnance Department be concentrated at three arsenals and an armory, and that the remaining arsenals be sold, and the proceeds applied to this object by the Ordnance Department.

The appropriations for river and harbor improvements for the current year were \$5,015,000. With my approval, the Secretary of War directed that of this amount \$2,000,000 should be expended, and no new work should be begun and none prosecuted which were not of national importance. Subsequently this amount was increased to \$2,237,600, and the works are now progressing on this basis.

The improvement of the South Pass of the Mississippi River, under James B. Eads and his associates, is progressing favorably. At the present time there is a channel of twenty and three-tenths (20.3) feet in depth between the jetties at the mouth of the pass, and eighteen and one-half (18½) feet at the head of the pass. Neither channel, however, has the width required before payments can be made by the United States. A commission of engineer officers is now examining these works, and their reports will be presented as soon as received.

The report of the Secretary of the Navy shows that branch of the service to be in condition as effective as it is possible to keep it with the means and authority given the Department. It is, of course, not

possible to rival the costly and progressive establishments of great European powers with the old material of our Navy, to which no increase has been authorized since the war, except the eight small cruisers built to supply the place of others which had gone to decay. Yet the most has been done that was possible with the means at command; and by substantially rebuilding some of our old ships with durable material, and completely repairing and refitting our monitor fleet, the Navy has been gradually so brought up that, though it does not maintain its relative position among the progressive navies of the world, it is now in a condition more powerful and effective than it ever has been in time of peace.

The complete repairs of our five heavy iron-clads are only delayed on account of the inadequacy of the appropriations made last year for the working bureaus of the Department, which were actually less in amount than those made before the war, notwithstanding the greatly enhanced price of labor and materials and the increase in the cost of the naval service, growing out of the universal use and great expense of steam-machinery. The money necessary for these repairs should be provided at once, that they may be completed without further unnecessary delay and expense.

When this is done, all the strength that there is in our Navy will be developed and useful to its full capacity, and it will be powerful for purposes of defense, and also for offensive action, should the necessity for that arise within a reasonable distance from our shores.

The fact that our Navy is not more modern and powerful than it is has been made a cause of complaint against the Secretary of the Navy by persons who at the same time criticise and complain of his endeavors to bring the Navy that we have to its best and most efficient condition; but the good sense of the country will understand that it is really due to his practical action that we have at this time any effective naval force at command.

The report of the Postmaster-General shows the excess of expenditures (excluding expenditures on account of previous years) over receipts for the fiscal year ended June 30, 1876, to be \$4,151,988.66.

Estimated expenditures for the fiscal year ending June 30, 1878, are \$36,723,432.43.

Estimated revenue for same period is \$30,645,165, leaving estimated excess of expenditure, to be appropriated as a deficiency, of \$6,078,267.43.

The Postmaster-General, like his predecessor, is convinced that a change in the basis of adjusting the salaries of postmasters of the fourth class is necessary for the good of the service as well as for the interests of the Government, and urgently recommends that the compensation of the class of postmasters above mentioned be based upon the business of their respective offices, as ascertained from the sworn returns to the Auditor of stamps canceled.

A few postmasters in the Southern States have expressed great apprehension of their personal safety on account of their connection with the postal service, and have specially requested that their reports of apprehended danger should not be made public lest it should result in the loss of their lives. But no positive testimony of interference has been submitted, except in the case of a mail-messenger at Spartanburgh, in South Carolina, who reported that he had been violently driven away while in charge of the mails on account of his political affiliations. An assistant superintendent of the railway mail service investigated this case, and reported that the messenger had disappeared from his post, leaving his work to be performed by a substitute. The Post-

master-General thinks this case is sufficiently suggestive to justify him in recommending that a more severe punishment should be provided for the offense of assaulting any person in charge of the mails, or of retarding or otherwise obstructing them by threats of personal injury.

"A very gratifying result is presented in the fact that the deficiency of this Department during the last fiscal year was reduced to \$1,081,790.18, as against \$6,169,938.88 of the preceding year. The difference can be traced to the large increase in its ordinary receipts (which greatly exceed the estimates therefor) and a slight decrease in its expenditures."

The ordinary *receipts* of the Post-Office Department for the past seven fiscal years have increased at an average of over 8 per cent. per annum, while the increase of *expenditures* for the same period has been but about 5.50 per cent. per annum, and the *decrease of deficiency* in the revenues has been at the rate of nearly 2 per cent. per annum.

The report of the Commissioner of Agriculture, accompanying this message, will be found one of great interest, marking, as it does, the great progress of the last century in the variety of products of the soil, increased knowledge and skill in the labor of producing, saving, and manipulating the same to prepare them for the use of man; in the improvements in machinery to aid the agriculturist in his labors, and in a knowledge of those scientific subjects necessary to a thorough system of economy in agricultural production, namely, chemistry, botany, entomology, &c. A study of this report by those interested in agriculture and deriving their support from it will find it of value, in pointing out those articles which are raised in greater quantity than the needs of the world require, and must sell, therefore, for less than the cost of production, and those which command a profit over cost of production because there is not an overproduction.

I call special attention to the need of the Department for a new gallery for the reception of the exhibits returned from the Centennial Exhibition, including the exhibits donated by very many foreign nations; and to the recommendations of the Commissioner of Agriculture generally.

The reports of the District Commissioners and the board of health are just received—too late to read them and to make recommendations thereon—and are herewith submitted.

The International Exhibition held in Philadelphia this year, in commemoration of the one-hundredth anniversary of American independence, has proven a great success, and will, no doubt, be of enduring advantage to the country. It has shown the great progress in the arts, sciences, and mechanical skill made in a single century, and demonstrated that we are but little behind older nations in any one branch, while in some we scarcely have a rival. It has served, too, not only to bring peoples and products of skill and labor from all parts of the world together, but in bringing together people from all sections of our own country, which must prove a great benefit in the information imparted and pride of country engendered.

It has been suggested by scientists interested in and connected with the Smithsonian Institution, in a communication herewith, that the Government exhibit be removed to the capital, and a suitable building be erected or purchased for its accommodation as a permanent exhibit. I earnestly recommend this; and, believing that Congress would second this view, I directed that all Government exhibits at the Centennial Exhibition should remain where they are, except such as might be injured by remaining in a building not intended as a protection in inclement weather, or such as may be wanted by the Department furnishing them, until the question of permanent exhibition is acted on.

Although the moneys appropriated by Congress to enable the participation of the several Executive Departments in the International Exhibition of 1876 were not sufficient to carry out the undertaking to the full extent at first contemplated, it gives me pleasure to refer to the very efficient and creditable manner in which the board appointed from these several Departments to provide an exhibition on the part of the Government have discharged their duties with the funds placed at their command. Without a precedent to guide them in the preparation of such a display, the success of their labors was amply attested by the sustained attention which the contents of the Government building attracted during the period of the Exhibition from both foreign and native visitors.

I am strongly impressed with the value of the collection made by the Government for the purposes of the Exhibition, illustrating, as it does, the mineral resources of the country, the statistical and practical evidences of our growth as a nation, and the uses of the mechanical arts and the applications of applied science in the administration of the affairs of Government.

Many nations have voluntarily contributed their exhibits to the United States to increase the interest in any permanent exhibition Congress may provide for. For this act of generosity they should receive the thanks of the people, and I respectfully suggest that a resolution of Congress to that effect be adopted.

The attention of Congress cannot be too earnestly called to the necessity of throwing some greater safeguard over the method of choosing and declaring the election of a President. Under the present system there seems to be no provided remedy for contesting the election in any one State. The remedy is partially, no doubt, in the enlightenment of electors. The compulsory support of the free school, and the disfranchisement of all who cannot read and write the English language—after a fixed probation—would meet my hearty approval. I would not make this apply, however, to those already voters, but I would to all becoming so after the expiration of the probation fixed upon. Foreigners coming to the country to become citizens, who are educated in their own language, should acquire the requisite knowledge of ours during the necessary residence to obtain naturalization. If they did not take interest enough in our language to acquire sufficient knowledge of it to enable them to study the institutions and laws of the country intelligently, I would not confer upon them the right to make such laws nor to select those who do.

I append to this message, for convenient reference, a synopsis of administrative events and of all recommendations to Congress made by me during the last seven years. Time may show some of these recommendations not to have been wisely conceived, but I believe the larger part will do no discredit to the administration. One of these recommendations met with the united opposition of one political party in the Senate, and with a strong opposition from the other, namely, the treaty for the annexation of Santo Domingo to the United States, to which I will specially refer, maintaining, as I do, that if my views had been concurred in, the country would be in a more prosperous condition to-day, both politically and financially.

Santo Domingo is fertile, and upon its soil may be grown just those tropical products of which the United States use so much, and which are produced or prepared for market now by slave-labor almost exclusively; namely, sugar, coffee, dye-woods, mahogany, tropical fruits, tobacco, &c. About seventy-five per cent. of the exports of Cuba are consumed in the

United States. A large percentage of the exports of Brazil also find the same market. These are paid for almost exclusively in coin; legislation, particularly in Cuba, being unfavorable to a mutual exchange of the products of each country. Flour shipped from the Mississippi River to Havana can pass by the very entrance to the city on its way to a port in Spain, there pay a duty fixed upon articles to be re-exported, transferred to a Spanish vessel, and brought back almost to the point of starting, paying a second duty, and still leave a profit over what would be received by direct shipment. All that is produced in Cuba could be produced in Santo Domingo. Being a part of the United States, commerce between the island and mainland would be free. There would be no export duties on her shipments nor import duties on those coming here. There would be no import duties upon the supplies, machinery, &c., going from the States. The effect that would have been produced upon Cuban commerce, with these advantages to a rival, is observable at a glance. The Cuban question would have been settled long ago in favor of "free Cuba." Hundreds of American vessels would now be advantageously used in transporting the valuable woods and other products of the soil of the island to a market, and in carrying supplies and emigrants to it. The island is but sparsely settled, while it has an area sufficient for the profitable employment of several millions of people. The soil would have soon fallen into the hands of United States capitalists. The products are so valuable in commerce, that emigration there would have been encouraged; the emancipated race of the South would have found there a congenial home where their civil rights would not be disputed, and where their labor would be so much sought after that the poorest among them could have found the means to go. Thus in cases of great oppression and cruelty, such as have been practiced upon them in many places within the last eleven years, whole communities would have sought refuge in Santo Domingo. I do not suppose the whole race would have gone, nor is it desirable that they should go. Their labor is desirable—indispensable almost—where they now are. But the possession of this territory would have left the negro "master of the situation," by enabling him to demand his rights at home on pain of finding them elsewhere.

I do not present these views now as a recommendation for a renewal of the subject of annexation, but I do refer to it to vindicate my previous action in regard to it.

With the present term of Congress my official life terminates. It is not probable that public affairs will ever again receive attention from me further than as a citizen of the Republic, always taking a deep interest in the honor, integrity, and prosperity of the whole land.

U. S. GRANT.

EXECUTIVE MANSION, *December 5, 1876.*

The reading of the aforesaid message having been concluded,

Mr. Fernando Wood submitted the following resolutions; which were read, considered, and agreed to, viz:

Resolved, That the annual message of the President and accompanying documents be referred to the Committee of the Whole House on the state of the Union and printed.

Resolved, That the usual number of the message of the President and the reports of the several Secretaries of the Executive Departments of the Government be printed forthwith in pamphlet form for the use of the House.

The Speaker announced that he had appointed under the resolution

of yesterday to investigate recent elections in the States of Louisiana and Florida, the following committees, viz :

To investigate the recent elections in the State of Louisiana, Mr. Morrison, Mr. Jenks, Mr. McMahon, Mr. Lynde, Mr. Blackburn, Mr. Meade, Mr. House, Mr. Phelps, Mr. New, Mr. Miles Ross, Mr. McCrary, Mr. Danford, Mr. Hurlbut, Mr. Crapo, and Mr. Joyce.

And to investigate the recent election in the State of Florida, Mr. Thompson, Mr. De Bolt, Mr. Walling, Mr. Hopkins, Mr. Garfield, and Mr. Dunnell.

Subsequently,

The Speaker appointed Mr. Washington Townsend a member of the committee to investigate the Louisiana election in place of Mr. McCrary, excused, and Mr. Cochrane a member of the committee to investigate the South Carolina election in place of Mr. Stenger, excused.

The Speaker, by unanimous consent, laid before the House executive and other communications; which were severally referred as follows and ordered to be printed, viz :

I. A letter from the Secretary of the Interior, transmitting, in compliance with the act of July 15, 1870, a full and complete inventory of all the property belonging to the United States under the charge of that Department, to the Committee on Accounts.

II. A letter from the clerk of the Court of Claims transmitted in compliance with section 9 of the act of June 25, 1868, to provide for appeals from the Court of Claims, and for other purposes, to the Committee on Appropriations.

III. A letter from the Doorkeeper, inclosing a statement of property in his charge on the 4th of December, 1876, to the Committee on Accounts.

IV. A letter from the Commissioners of Claims, appointed under the act of March 3, 1871, transmitting their sixth annual report, to the Committee on War-Claims.

The Speaker announced that he had re-appointed the committee announced by him on yesterday to investigate the recent election in the State of South Carolina, except Mr. Stenger, excused, in whose place he had appointed Mr. Cochrane, and that the committee was as follows, viz :

Mr. Sayler, Mr. Abbott, Mr. Cochrane, Mr. Eden, Mr. Thomas L. Jones, Mr. John F. Phillips, Mr. Banks, Mr. Lapham, and Mr. Lawrence.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Hendee, for two weeks;

To Mr. William E. Smith, for fifteen days; and

To Mr. Wigginton, indefinitely.

By unanimous consent, leave was granted for the withdrawal from the files of the House of papers by Mr. Hancock in the case of Mrs. Florence Schley.

By unanimous consent, resolutions were submitted, read, considered, and agreed to, viz :

By Mr. Holman :

Resolved, That, until otherwise ordered, the hour of daily meeting of the House be 12 o'clock m.

By Mr. Erastus Wells :

Resolved, That the Committee of Accounts be, and they are hereby, instructed to designate the committees of this House which are entitled to clerks under the act of August 15, 1876, and report to this House.

By unanimous consent, bills were introduced, read a first and second time, ordered to be printed, and referred as follows, viz :

By Mr. Stone: A bill (H. R. 4113) for the relief of Dodd, Brown & Co., of Saint Louis, Missouri, assignees of E. H. Durfee & Co., Durfee & Peck, John Shirley, and William Shirley, to the Committee on Indian Affairs.

By Mr. Banning: A bill (H. R. 4114) for the relief of A. F. Rockwell, late aid-de-camp to General Buell, to the Committee on Military Affairs.

And then,

On motion of Mr. Holman, at 2 o'clock and 40 minutes p. m., the House adjourned.

WEDNESDAY, DECEMBER 6, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Dobbins: A paper containing a statement of the service of John De Camp, deceased, late rear-admiral United States Navy, to the Committee on Invalid Pensions.

By Mr. Hooker: The petition of Dr. Robert J. Turnbull, late of Mississippi, for compensation for property taken by United States troops during the late war, to the Committee on War-Claims.

By Mr. Sampson: The petition of Henry Newman, Goddard & Brother, and Meyer & Schwab, of New York City, against the extension of letters-patent to the heirs of Sheldon S. Hartshorn for an improvement in buckles, to the Committee on Patents.

By Mr. Scales: The petition of David T. Garrett, late a private in Company A, Second Infantry, for a pension, to the Committee on Invalid Pensions.

The Speaker having proceeded, as the regular order of business, to call the committees for reports,

Mr. Tarbox, from the Committee on Claims, to which were referred bills of the House of the following titles, viz:

H. R. 1857. For the relief of William S. Morris, William Mann, Charles A. Oakman, George W. Hillman, the Union Transfer Company of Philadelphia, Pennsylvania, the Union Transfer Company of Baltimore, Maryland, and John R. Graham, late of Philadelphia, now of Washington, District of Columbia;

H. R. 677. For the relief of De Forest W. Carpenter, postmaster at Richford, Vermont;

H. R. 385. To pay Edgar A. Beach, of Essex, Vermont, the sum therein named;

H. R. 3447. For the relief of H. H. Alexander;

H. R. 1058. For the relief of Henry B. Brown; and

H. R. 672. To reimburse D. D. Wead, postmaster at Sheldon, Vermont, for stamps and money stolen from him December 31, 1873; reported the same without amendment, accompanied by reports in writing thereon.

Ordered, That the said bills and accompanying reports be committed to a Committee of the Whole House and printed.

On motion of Mr. Tarbox, the same committee was discharged from the further consideration of the bill of the House (H. R. 1903) for the relief of the widow of P. M. Armstrong, of Overton County, Tennessee, under the act of March 3, 1873, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Pierce, from the Committee on Commerce, to which was referred the bill of the House (H. R. 1824) to change the name of the pleasure-yacht Hiram B. to Ida, reported the same with an amendment.

The House having proceeded to its consideration,
The said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read the third time.

Being engrossed, the bill was read the third time and passed.

Mr. Pierce moved to reconsider the vote by which the said bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Pierce, from the same committee, reported a bill (H. R. 4115) for the relief of James Caler, of Stamford, Connecticut; which was read a first and second time, and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

Mr. Pierce, from the same committee, to which was referred the bill of the House (H. R. 1611) authorizing the changing of the name of the sloop Addie Parker, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Pierce moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Kehr, from the same committee, to which was referred the bill of the House (H. R. 3163) to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Synepuxent Bay, in Worcester County, Maryland, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Kehr moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Reagan, from the same committee, to which was referred the bill of the House (H. R. 2263) for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio, reported the same without amendment.

Ordered, That the said bill be made the special order for the first Tuesday in January after the holiday recess, after the morning hour.

Mr. Reagan, from the same committee, to which was referred the bill of the House (H. R. 3687) to amend section 3117 of the Revised Statutes of the United States, relative to entry of goods taken or delivered at intermediate ports, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the said bill be engrossed and read the third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Reagan moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Pierce, from the same committee, reported a bill (H. R. 4116) to change the name of the steamship Whirlwind to that of Arcadia; which bill was read twice, ordered to be engrossed, read a third time, and passed.

Mr. Pierce moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Waddell, the Committee on the Post-Office and Post-Roads was discharged from the further consideration of the bill of the House (H. R. 3713) to enable the Postmaster-General to place to the credit of the proper account any moneys erroneously deposited to the credit of the Post-Office Department, and the same was referred to the Committee on Appropriations.

On motion of Mr. Waddell, the same committee was discharged from the further consideration of the bill of the House (H. R. 3259) for the relief of John Wightman, a contractor for carrying the mail in Pennsylvania, and the same was referred to the Committee of Claims.

On motion of Mr. Morgan, the Committee on Indian Affairs was discharged from the further consideration of the petitions of Hall Brothers, Anastacio Cordoba, Tomas Gurule, Miguel Gonzales, José Telles, and José y Garcia, praying compensation for losses sustained by Indian depredations, and the same were laid on the table.

Mr. MacDougall, from the Committee on Military Affairs, reported a bill (H. R. 4117) for the relief of Col. Francis Woolford, late of the First Kentucky Cavalry Volunteers, of certain disabilities; which bill was read twice, ordered to be engrossed, read the third time, and passed.

Mr. MacDougall moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Durham, the Committee on the Revision of the Laws of the United States was discharged from the further consideration of the bill of the House (H. R. 2991) to repeal section 4716 of the Revised Statutes of the United States, and the same was referred to the Committee on Invalid Pensions.

Mr. Robinson, from the Committee on the Revision of the Laws of the United States, to which was referred the bill of the House (H. R. 2825) to correct errors and supply omissions in the Revised Statutes of the United States, reported the same without amendment.

The House having proceeded to its consideration,

Pending which,

The morning hour expired.

By unanimous consent, resolutions were submitted, read, and severally referred as follows, viz :

By Mr. Knott :

Resolved, That one messenger be added to the list of messengers under the Doorkeeper of the House, to be assigned to duty to the room of the official reporters of debates, which is now unattended to; to the Committee on Accounts.

By Mr. Conger :

Resolved, That 20,000 copies of the President's message, with the accompanying documents, be printed; to the Committee on Printing.

By Mr. Franklin :

Resolved, That the Committee on Indian Affairs be instructed to in-

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read the third time.

Being engrossed, the bill was read the third time and passed.

Mr. Pierce moved to reconsider the vote by which the said bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Pierce, from the same committee, reported a bill (H. R. 4115) for the relief of James Caler, of Stamford, Connecticut; which was read a first and second time, and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

Mr. Pierce, from the same committee, to which was referred the bill of the House (H. R. 1611) authorizing the changing of the name of the sloop Addie Parker, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Pierce moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Kehr, from the same committee, to which was referred the bill of the House (H. R. 3163) to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Synepuxent Bay, in Worcester County, Maryland, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Kehr moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Reagan, from the same committee, to which was referred the bill of the House (H. R. 2263) for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio, reported the same without amendment.

Ordered, That the said bill be made the special order for the first Tuesday in January after the holiday recess, after the morning hour.

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The House having proceeded to its consideration,

Ordered, That the said bill be engrossed and read the third time.

Being engrossed, the bill was accordingly read the third time and passed.

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Ordered, That the Clerk request the concurrence of the Senate therein.

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Mr. Pierce moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

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On motion of Mr. Morgan, the Committee on Indian Affairs was discharged from the further consideration of the petitions of Hall Brothers, Anastacio Cordoba, Tomas Gurule, Miguel Gonzales, José Telles, and José y Garcia, praying compensation for losses sustained by Indian depredations, and the same were laid on the table.

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Mr. MacDougall moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Durham, the Committee on the Revision of the Laws of the United States was discharged from the further consideration of the bill of the House (H. R. 2991) to repeal section 4716 of the Revised Statutes of the United States, and the same was referred to the Committee on Invalid Pensions.

Mr. Robinson, from the Committee on the Revision of the Laws of the United States, to which was referred the bill of the House (H. R. 2825) to correct errors and supply omissions in the Revised Statutes of the United States, reported the same without amendment.

The House having proceeded to its consideration,

Pending which,

The morning hour expired.

By unanimous consent, resolutions were submitted, read, and severally referred as follows, viz:

By Mr. Knott:

Resolved, That one messenger be added to the list of messengers under the Doorkeeper of the House, to be assigned to duty to the room of the official reporters of debates, which is now unattended to; to the Committee on Accounts.

By Mr. Conger:

Resolved, That 20,000 copies of the President's message, with the accompanying documents, be printed; to the Committee on Printing.

By Mr. Franklin:

Resolved, That the Committee on Indian Affairs be instructed to in-

quire if any Department of the Government of the United States is attempting to procure the removal of the Sioux Indians from their reservation, as granted to them by treaty stipulations, to the Indian Territory; and, if so, by what authority of law such removal is contemplated, and the probable cost thereof, and whether said removal can be made without violating solemn treaty stipulations heretofore made with the civilized tribes inhabiting the Indian Territory, unless the said civilized tribes consent and agree to said removal; to the Committee on Indian Affairs.

By Mr. Sampson:

Whereas complaints have been made by disabled soldiers entitled to commutation for artificial limbs that the appropriation therefor was exhausted shortly after the adjournment of the last session of Congress, and they are therefore unable to obtain the allowances to which they are justly entitled under the law: Therefore,

Resolved, That the Committee on Appropriations be instructed to inquire into the fact whether such appropriation has been exhausted, and, if so, to report at once the necessary bill to supply said deficiency; to the Committee on Appropriations.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Goode: A bill (H. R. 4118) for the relief of the sureties of the late Jesse J. Simpkins, collector of the port of Norfolk, Virginia, to the Committee on the Judiciary.

By Mr. Horatio C. Burchard: A bill (H. R. 4119) for the relief of Barbara Miller, John S. Miller, and William H. Miller, to the Committee of Ways and Means.

By unanimous consent, Mr. Garfield was excused from service upon the select committee to investigate the recent election in the State of Florida, and the Speaker appointed Mr. Woodburn to fill the vacancy thus occasioned.

The Speaker, by unanimous consent, laid before the House a letter from the engineer of the District of Columbia, transmitting, in compliance with a recommendation from the Commissioners, a report of the operations of his office for the year ending November 30, 1876; which was referred to the Committee for the District of Columbia.

Also, a letter from the Treasurer of the United States, transmitting, in compliance with section 3111 of the Revised Statutes, his quarterly accounts for the fiscal year ended June 30, 1876, and also his annual report to the Secretary of the Treasury; which was referred to the Committee on Appropriations and ordered to be printed.

Mr. John H. Baker, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 648. An act for the relief of Andrew J. Barrett;

H. R. 1075. An act directing the Second Auditor to settle the pay and bounty account of John Ammahaie or Ammahe;

H. R. 1503. An act for the relief of Sarah F. Albertson, of Boonville, Missouri; and

H. R. 1581. An act for the relief of John Gowers, late of Company C, One hundred and eleventh Regiment New York Volunteers;

When

The Speaker signed the same.

A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries; which was handed in at the Speaker's table.

Subsequently,
The Speaker laid the said message before the House.

Mr. Springer moved that the same be referred to the select committee to investigate the recent election in the State of Louisiana.

Pending which,

Mr. Holman, at 1 o'clock and 45 minutes p. m., moved that the House adjourn.

And the question being put,

It was decided in the negative,	{	Yeas	109
		Nays	132
		Not voting.....	49

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. George G. Dibrell	Mr. Eppa Hunton	Mr. Haywood Y. Riddle
John D. C. Atkins	George H. Durand	Frank H. Hurd	John Robbins
John H. Bagley, jr.	Milton J. Durham	Frank Jones	Charles B. Roberts
George M. Beebe	John R. Eden	Thomas L. Jones	Alfred M. Scales
Samuel N. Bell	Albert G. Egbert	Edward C. Kehr	Gustave Schleicher
Jos. C. S. Blackburn	E. John Ellis	J. Proctor Knott	James Sheakley
Richard P. Bland	William H. Felton	Lucius Q. C. Lamar	William F. Slemmons
Archibald M. Bliss	Jesse J. Finley	Franklin Landers	Milton I. Southard
Andrew R. Boone	William H. Forney	George M. Landers	William A. J. Sparks
Taul Bradford	Benjamin J. Franklin	William M. Levy	William B. Spencer
John Young Brown	Benoni S. Fuller	William P. Lynde	William H. Stauton
Aylett H. Buckner	Lucien C. Gause	Levi Maish	Thomas Swann
Samuel D. Burchard	Randall L. Gibson	William McFarland	John K. Tarbox
George C. Cabell	John M. Glover	Henry B. Metcalfe	Frederick H. Teese
John H. Caldwell	John Goode, jr.	Charles W. Milliken	William Terry
William P. Caldwell	John R. Goodin	Roger Q. Mills	Charles P. Thompson
Milton A. Candler	Thomas M. Gunter	Hernando D. Money	John R. Tucker
Nathan T. Carr	Robert Hamilton	Charles H. Morgau	John K. Turney
George W. Cato	Aug. A. Hardenbergh	William Matchler	John L. Vance
Chester W. Chapin	Henry R. Harris	Lawrence T. Neal	Robert B. Vance
John B. Clark, jr.	John T. Harris	N. Holmes Odell	Charles C. B. Walker
Hester Clymer	Julian Hartridge	Henry B. Payne	Alpheus S. Williams
Alex. G. Cochran	Robert A. Hatcher	William A. Piper	Jere N. Williams
Francis D. Collins	Goldsmith W. Hewitt	Earley F. Poppleton	Benjamin A. Willis
Philip Cook	Charles E. Hooker	Joseph Powell	William W. Wiltshire
Jacob P. Cowan	James H. Hopkins	John H. Reagan	Jesse J. Yeates
David B. Culbertson	Andrew Humphreys	Americus V. Rice	Casey Young.
Joseph J. Davis			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. William Lawrence	Mr. Julius H. Seelye
William B. Anderson	Smith Ely, jr.	E. W. Leavenworth	A. Herr Smith
Thomas S. Ashe	James L. Evans	J. V. Le Moine	William M. Springer
John C. Bagby	Charles J. Faulkner	John K. Luttrell	Horace B. Strait
George A. Bagley	Edwin Flye	L. A. Mackey	William S. Stenger
William H. Baker	Greenbury L. Fort	Henry S. Magoon	Adlai E. Stevenson
John H. Baker	Charles Foster	C. D. MacDougall	William H. Stone
Lattimer W. Ballou	Chapman Freeman	Samuel F. Miller	Martin I. Townsend
Nathaniel P. Banks	William P. Frye	James Monroe	Washington Townsend
Henry B. Banning	James A. Garfield	William R. Morrison	John Q. Tufts
Henry W. Blair	Eugene Hale	Charles E. Nash	Nelson H. Van Vorhes
James H. Blount	Andrew H. Hamilton	Nelson I. Norton	Alfred M. Waddell
Nathan B. Bradley	John Hancock	William J. O'Brien	John T. Wait
William R. Brown	Jere Haralson	Addison Oliver	Henry Waldron
Horatio C. Burchard	Benjamin W. Harris	Charles O'Neill	Alexander S. Wallace
John H. Burleigh	Carter H. Harrison	John B. Packer	John W. Wallace
Alexander Campbell	William Hartzell	Horace F. Page	Ansel T. Walling
Joseph G. Cannon	Henry H. Hathorn	James Phelps	Levi Warner
Thomas J. Cason	William S. Raymond	John F. Phillips	William W. Warren
Lucien B. Caswell	Thomas J. Henderson	William A. Phillips	Henry Watterson
Bernard G. Caulfield	Frank Hereford	Henry L. Pierce	Erastus Wells
Simon B. Chittenden	Abram S. Hewitt	Harris M. Plaisted	John D. White
Omar D. Conger	George F. Hoar	Thomas C. Platt	George Willard
William W. Crapo	George G. Hoskins	Allen Potter	Andrew Williams
Lorenzo Crounse	John F. House	Henry O. Pratt	Charles G. Williams
Augustus W. Cutler	Morton C. Hunter	David Rea	James Williams
Lorenzo Danford	Stephen A. Hurlbut	John Reilly	William B. Williams
Chester B. Darrall	John A. Hyman	James B. Reilly	Benjamin Wilson
John M. Davy	George A. Jenks	William M. Robbins	James Wilson
Rezin A. DeBolt	Charles H. Joyce	Milton S. Robinson	Alan Wood, jr.
Dudley C. Denison	John A. Kasson	Jeremiah M. Rusk	Fernando Wood
Samuel A. Dobbins	Alauson M. Kimball	Ezekiel S. Sampson	William Woodburn
Mark H. Dunnell	William S. King	John S. Savage	L. D. Woodworth.

Those not voting are—

Mr. Lucien L. Ainsworth	Mr. William D. Kelley	Mr. Joseph H. Rainey	Mr. Jacob M. Thornburgh
Lyman K. Bass	Lafayette Lane	Miles Ross	J. W. Throckmorton
John M. Bright	Elbridge G. Lapham	Sobieski Ross	Gilbert C. Walker
John B. Clarke	Burwell B. Lewis	Milton Saylor	William Walsh
Samuel S. Cox	Scott Lord	John G. Schumaker	Elijah Ward
Beverly B. Douglas	John R. Lynch	Otho R. Singleton	G. Wiley Wells
Charles Hays	George W. McCrary	C. H. Sinnickson	William A. Wheeler
George W. Hendee	James W. McDill	Robert Smalls	John O. Whitehouse
Eli J. Henkle	John A. McMahon	William E. Smith	Richard H. Whiting
Benjamin H. Hill	Edwin R. Meade	Alex. H. Stephens	W. C. Whitthorne
Solomon L. Hoge	Jeptha D. New	William H. H. Stowell	Peter D. Wigginton
William S. Holman	William J. Purman	Philip F. Thomas	Scott Wike.
Jay A. Hubbell			

So the House refused to adjourn.

The question then recurring on the motion of Mr. Springer, that the said message be referred to the select committee appointed to investigate the recent election in the State of Louisiana,

Mr. Conger, as a question of order, demanded the reading of the message and accompanying document.

The Speaker decided that every member having, under the rules, a right to demand the reading of a paper before voting on any question connected therewith, that right could only be taken from him by a suspension of the rules, which motion was not now in order, and that therefore the message and accompanying document must be read as demanded by Mr. Conger.

The same were accordingly read ;

When

Mr. Fernando Wood moved that the same do lie upon the table.

And the question being put,

It was decided in the affirmative,	{ Yeas	153
	{ Nays	90
	{ Not voting	47

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Smith Ely, jr.	Mr. J. Proctor Knott	Mr. Alfred M. Scales
Thomas S. Ashe	Charles J. Faulkner	Lucius Q. C. Lamar	Gustave Schleicher
John D. C. Atkins	William H. Felton	Franklin Landers	James Sheakley
John C. Bagby	Jesse J. Finley	George M. Landers	Otho R. Singleton
John H. Bagley, jr.	William H. Forney	J. V. Le Moyne	William F. Slemmons
Henry B. Banning	Benjamin J. Franklin	William M. Levy	Milton I. Southard
George M. Beebe	Benoni S. Fuller	Burwell B. Lewis	William A. J. Sparks
Jos. C. S. Blackburn	Lucien C. Gause	Scott Lord	William B. Spencer
Richard P. Bland	Randall L. Gibson	John K. Lintrell	William M. Springer
Archibald M. Bliss	John M. Glover	William P. Lynde	William H. Stanton
James H. Blount	John Goode, jr.	L. A. Mackey	William S. Stenger
Andrew B. Boone	John R. Goodin	Levi Maish	Adlai E. Stevenson
Tarl Bradford	Thomas M. Gunter	William McFarland	William H. Stone
John Young Brown	Andrew H. Hamilton	Henry B. Metcalfe	Thomas Swann
Aylett H. Buckner	Robert Hamilton	Charles W. Milliken	Frederick H. Teese
Samuel D. Burchard	Aug. A. Hardenbergh	Roger Q. Mills	William Terry
George C. Cabell	Henry R. Harris	Hernando D. Money	Charles P. Thompson
John H. Caldwell	John T. Harris	William R. Morrison	J. W. Throckmorton
William P. Caldwell	Carter H. Harrison	William Mutchler	John R. Tucker
Milton A. Candler	Julian Hartridge	Lawrence T. Neal	Jacob Turney
Nathan T. Carr	William Hartzell	Jeptha D. New	John L. Vance
George W. Cate	Robert A. Hatcher	William J. O'Brien	Alfred M. Waddell
Bernard G. Caulfield	William S. Haymond	N. Holmes Odell	Charles C. B. Walker
John B. Clarke	Eli J. Henkle	Henry B. Payne	William Walling
John B. Clark, jr.	Frank Hereford	James Phelps	Levi Warner
Heister Clymer	Abram S. Hewitt	William A. Piper	William W. Warren
Alex. G. Cochrane	Goldsmith W. Hewitt	Earley F. Poppleton	Ernst Watters
Francis D. Collins	William S. Holman	Joseph Powell	Erastus Wells
Philip Cook	Charles E. Hooker	David Res	Alpheus S. Williams
Jacob P. Cowan	James H. Hopkins	John H. Reagan	James Williams
David B. Culberson	John F. House	John Reilly	Jerre N. Williams
Augustus W. Cutler	Andrew Humphreys	James B. Rice	Benjamin A. Willis
Joseph J. Davis	Eppa Hanton	Haywood Y. Riddle	Benjamin Wilson
Rezin A. DeBolt	Frank H. Hurd	John Robbins	Fernando Wood
George G. Dibrell	George A. Jenks	William M. Robbins	Jesse J. Yeates
George H. Durand	Frank Jones	Charles B. Roberts	Cassy Young
Milton J. Durham	Thomas L. Jones	John S. Savage	
Albert G. Egbert	Edward C. Kehr		
E. John Ellis			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Samuel A. Dobbins	Mr. William S. King	Mr. Ezekiel S. Sampson
William B. Anderson	Mark H. Dunnell	Elbridge G. Lapham	Julius H. Seelye
George A. Bagley	Benjamin T. Eames	E. W. Leavenworth	C. H. Sennickson
John H. Baker	James L. Evans	Henry S. Magoon	A. Herr Smith
William H. Baker	Edwin Flye	C. D. MacDougall	Horace B. Strait
Latimer W. Ballou	Greenbury L. Fort	George W. McCrary	Martin I. Townsend
Henry W. Blair	Charles Foster	Samuel F. Miller	Washing'n Townsend
Nathan B. Bradley	Chapman Freeman	James Monroe	John Q. Tufts
William R. Brown	William P. Frye	Charles E. Nash	Nelson H. Van Vorhes
Horatio C. Burchard	James A. Garfield	Nelson I. Norton	John T. Wait
John H. Burleigh	Eugene Hale	Addison Oliver	Alexander S. Wallace
Alexander Campbell	Jere Haralson	Charles O'Neill	John W. Wallace
Joseph G. Cannon	Benjamin W. Harris	John B. Packer	G. Wiley Wells
Thomas J. Cason	Henry H. Hathorn	Horace F. Page	John D. White
Lucien B. Caswell	Thomas J. Henderson	William A. Phillips	George Willard
Slimeon B. Chittenden	George F. Hoar	Henry L. Pierce	Andrew Williams
Omar D. Conger	George G. Hoskins	Harris M. Plaisted	Charles G. Williams
William W. Crapo	Morton C. Hunter	Thomas C. Platt	William B. Williams
Lorenzo Crounse	Stephen A. Hurlbut	Allen Potter	James Wilson
Lorenzo Danford	John A. Hyman	Henry O. Pratt	Alan Wood, Jr.
Chester B. Darrall	Charles H. Joyce	Milton S. Robinson	William Woodburn
John M. Davy	John A. Kaeson	Jeremiah M. Rusk	L. D. Woodworth.
Dudley C. Denison	Alanson M. Kimball		

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Samuel N. Bell	William D. Kelley	Soblecki Ross	Eljah Ward
John M. Bright	Lafayette Lane	Milton Saylor	William A. Wheeler
Chester W. Chapin	William Lawrence	John G. Schumaker	John O. Whitehouse
Samuel S. Cox	John R. Lynch	Robert Smalls	Richard H. Whiting
Beverly B. Douglas	James W. McDill	William E. Smith	W. C. Whitthorne
John R. Eden	John A. McMahon	Alex. H. Stephens	Peter D. Wigginton
John Hancock	Edwin R. Meade	William H. H. Stowell	Scott Wike
Charles Hays	Charles H. Morgan	John K. Tarbox	William W. Wilshire.
George W. Hendee	John F. Philips	Philip F. Thomas	

So the message and accompanying document were laid on the table.

Mr. Fernando Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Simpson, one of their clerks:

Mr. Speaker: The Senate have adopted a resolution that the Committee on Enrolled Bills of the Senate shall have power to act concurrently with a similar committee of the House of Representatives in the examination of enrolled bills, and shall carefully compare the enrollment with the engrossed bills, as passed in the two houses, and correcting any errors that may be discovered in the enrolled bills, make their report to the respective houses, and have appointed Mr. Conover, Mr. Robertson, and Mr. Kelly as the committee on the part of the Senate; in which resolution I am directed to ask the concurrence of the House.

The Senate have adopted a resolution that the Committee on the Library of the Senate shall have power, in conjunction with three members appointed by the House of Representatives, to superintend and direct the expenditure of all moneys appropriated for the library and to perform such other duties as are or may be directed by law, and have appointed Mr. Howe, Mr. Edmunds, and Mr. Ransom as the committee on the part of the Senate; in which resolution I am directed to ask the concurrence of the House of Representatives.

The Senate have adopted a resolution that the Committee on Printing of the Senate shall have power, in conjunction with the committee on the part of the House of Representatives, to discharge all the duties now or hereafter devolved upon them by law, and have appointed Mr. Anthony, Mr. Sherman, and Mr. Saulsbury as the committee on the part of the Senate; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have also adopted a resolution that the Committee on

Public Buildings and Grounds shall have power to act concurrently with the same committee of the House of Representatives, and have appointed Mr. Morrill, Mr. Cameron of Pennsylvania, Mr. Paddock, Mr. Cooper, and Mr. Whyte as the committee on the part of the Senate, in which resolution I am directed to ask the concurrence of the House of Representatives.

Mr. William H. Baker, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a joint resolution of the Senate of the following title, viz:

S. Res. 26. Authorizing an allowance to certain clerks of committees; When

The Speaker signed the same.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Rainey, for eight days.

To Mr. Smalls, for eight days.

To Mr. Erastus Wells, for three days.

And then,

On motion of Mr. Morrison, at 3 o'clock and 20 minutes p. m., the House adjourned.

THURSDAY, DECEMBER 7, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Seelye: The petition of Thomas P. Madden, assignee of R. K. Dodge, for compensation for supplies furnished the Mendocino Indians in 1859 and 1860, to the Committee on Indian Affairs.

By Mr. Tucker: The petition of A. C. Myers, of Baltimore, Maryland, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Wait: The petition of Henry E. Rhodes, for a correction in the Navy Register of the date of his original entry into the naval service, to the Committee on Naval Affairs.

Mr. Atkins, from the Committee on Appropriations, reported a bill (H. R. 4120) making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878; which was read twice, committed to the Committee of the Whole House on the state of the Union, and made the special order therein after the morning hour to-morrow, and thereafter until disposed of, and ordered to be printed.

Mr. James Wilson reserved all points of order on the said bill.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Dunnell: A bill (H. R. 4121) to amend an act entitled "An act making an additional grant of lands to the State of Minnesota, in alternate sections, to aid in the construction of railroads in said State," approved July 4, 1866;

By Mr. Luttrell: A bill (H. R. 4122) to quiet land-titles in the State of California;

Also, a bill (H. R. 4123) to confer the right of pre-emption to lands in California in certain cases;

to the Committee on the Public Lands.

Mr. McCrary, by unanimous consent, submitted the following preamble and resolution; which was read, ordered to be printed, and referred to the Committee on the Judiciary, with leave to report upon the same at any time, viz:

Whereas there are differences of opinion as to the proper mode of counting the electoral votes for President and Vice-President and as to the manner of determining questions that may arise as to the legality and validity of returns made of such votes by the several States;

And whereas it is of the utmost importance that all differences of opinion and all doubt and uncertainty upon these questions should be removed, to the end that the votes may be counted and the result declared by a tribunal whose authority none can question and whose decision all will accept as final: Therefore,

Resolved, That a committee of five members of this House be appointed by the Speaker, to act in conjunction with any similar committee that may be appointed by the Senate, to prepare and report without delay such a measure, either legislative or constitutional, as may in their judgment be best calculated to accomplish the desired end, and that said committee have leave to report at any time.

Mr. Frye, by unanimous consent, presented the protest of the legislature of Colorado against the action of the House of Representatives in refusing to seat Mr. James B. Belford as a Representative from Colorado; which was read and referred to the Committee on the Judiciary.

The Speaker, by unanimous consent, laid before the House the following executive communications; which were read and referred as follows, viz:

I. A letter from the Secretary of War, transmitting a communication from the Surgeon-General, recommending an appropriation for the support of certain paupers and surgical patients in Providence Hospital, Washington, D. C., to the Committee on Military Affairs.

II. A letter from the Secretary of the Interior, transmitting, in pursuance of law, a list of suspended entries of public lands for the year ending June 30, 1876, to the Committee on the Public Lands.

The regular order being demanded, the Speaker announced as the regular order of business the call of committees for reports;

When

The House resumed the consideration of the bill of the House (H. R. 2825) to correct errors and supply omissions in the Revised Statutes of the United States as the unfinished business in the morning hour of yesterday.

After debate,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the title be amended by adding the following words: "relating to the District of Columbia."

Mr. Robinson moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Haymond, from the Committee on Banking and Currency, to which was referred the bill of the House (H. R. 3693) changing the name of the First National Bank of Amesbury to the First National Bank of Merrimac, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Haymond moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table, which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Tarbox, from the Committee of Claims, to which was referred the bill of the House (H. R. 1592) to re-imburse Horace Glover for property unlawfully seized and sold by the United States Government, with the amendment of the Senate thereto, reported the same, recommending concurrence in the said amendment.

The House having proceeded to its consideration,

The said amendment was concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Tarbox moved to reconsider the vote by which the said amendment was agreed to, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Hurd, from the Committee on the Judiciary, to which was referred the bill of the Senate (S. 155) to amend sections 533, 556, and 572 of the Revised Statutes of the United States, reported the same with amendments.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hurd moved to reconsider the vote by which the said amendment was agreed to, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. McCrary, from the same committee, to which was referred the bill of the House (H. R. 4075) to amend an act entitled "An act to amend an act entitled 'An act to aid in the construction of a railroad and telegraph line from the Missouri River to the Pacific Ocean, and to secure to the Government the use of the same for postal, military, and other purposes,' approved July 1, 1862," approved July 2, 1864, reported the same without amendment.

The House having proceeded to its consideration,

Mr. Frye made the point of order that, the bill involving legislation affecting the land-grant of one of the railroads therein named, it must first be considered in a Committee of the Whole House.

The Speaker overruled the point of order, on the ground that there was nothing upon the face of the bill that brought it within the scope of the operation of rule 112.

After debate,

The morning hour expired.

Mr. Holman, by unanimous consent, from the Committee on Appropriations, reported a bill (H. R. 4124) to provide for the expenses of certain special committees; which was read twice, ordered to be engrossed, read the third time, and passed.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Fernando Wood, by unanimous consent, submitted the following resolution, viz:

Resolved, That the President be requested to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports, by

telegraph or otherwise, from either or any of said military commanders or civil officers.

Mr. Kasson objected to the present consideration of the said resolution; and, by unanimous consent, the same was laid over for one day.

Mr. Wills, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Secretary of the Interior be directed to inform this House whether any, and what, negotiations have been or are being made with the Sioux Indians for their removal to the Indian Territory, and under what authority the same has been or is being done.

And then,

On motion of Mr. Holman, at 1 o'clock and 45 minutes p. m., the House adjourned.

FRIDAY, DECEMBER 8, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk under the rule, and referred as follows, viz:

By Mr. John H. Bagley, jr.: The petition of Henry S. Van de Carr and Elsie M. Reynolds, administrator and administratrix of the estate of Rensselaer Reynolds, deceased, and Gordon B. Reynolds, of Stockport, New York, for an extension of letters-patent for brakes for power-looms, to the Committee on Patents.

By Mr. Banning: A letter from J. S. Keefe, first lieutenant Nineteenth United States Infantry, Fort Dodge, Kansas, complaining of the violation of section 1204 of the Revised Statutes, relating to the promotion of Army officers;

Also, the petition of hospital stewards of the United States Army, for increased compensation; to the Committee on Military Affairs.

By Mr. Denison: The petition of C. D. Penniman and fifteen others, for the repeal of the check-stamp tax, to the Committee on Banking and Currency.

By Mr. Eames: The petition of the officers of Redwood Library of Newport, Rhode Island; of the officers of the Historical Society of Pennsylvania, and of officers of the following-named libraries: Boston Public; Amherst College; Chicago Public; Literary Company of Philadelphia; Fletcher, Burlington, Ohio; Public, Leeds, England; Public, Indianapolis, Indiana; Academy of Natural Sciences, Philadelphia; Free, Germantown; Cooper Union, New York; Mercantile, Philadelphia; Apprentices', New York; Public, Haverhill, Massachusetts; State Law, Rhode Island; Grosvenor, Rhode Island; Sawyer Free, Gloucester, Massachusetts; Public, Cincinnati; American Catalogue, New York; Grand Lodge of Pennsylvania Free and Accepted Masons; Pennsylvania Hospital Medical, Philadelphia; Public, Worcester, Massachusetts; American Antiquarian Society of Massachusetts; Rockford Public; Mercantile, of New York and of Baltimore; Young Men's Christian Association, of New York; Young Men's Association, Buffalo; Free, Newton, Massachusetts; Yale College; Friends' Historical Association, Philadelphia, for the purchase by the United States of the papers of General Count de Rochambeau, to the Joint Committee on the Library.

By Mr. Holman: The petition of Charles W. Garrett, of Wayne County, Indiana, late a cadet at the United States Naval Academy, and who was dismissed therefrom on the charge of "hazing," for an inquiry into the facts upon which the court-martial acted that found him guilty, and that he may be re-instated in said Naval Academy, to the Committee on Naval Affairs.

By Mr. Hunton: The petition of F. E. Shepperd, of Casanova, Virginia, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Pierce: The petition of the officers of the Boston Free-Trade Club, that the merchant shipping of the country be relieved from the onerous restrictions now resting upon it by the preventing of citizens of the United States buying ships built out of the United States and sailing them under the nation's flag, and for changes in the tariff-laws, to the Committee on Commerce.

By Mr. Scales: A paper relating to the establishment of a post-route from Buchanan, Granville County, North Carolina, to Roxborough, Person County, in the same State, to the Committee on the Post-Office and Post-Roads.

By Mr. Stevenson: The petition of Charles S. Keller, of Washington, D. C., for compensation for services rendered the United States at the United States arsenal at Charleston, South Carolina, to the Committee of Claims.

By Mr. Fernando Wood: The petition of Tassel Conklin, late corporal Company K, One hundred and seventy-third New York Volunteers, for a pension, to the Committee on Invalid Pensions.

By unanimous consent, bills and a joint resolution were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Whitthorne: A bill (H. R. 4125) to appropriate "waiting-orders pay" to those officers of the United States Navy whose pay was affected by the general order of the Secretary of the Navy No. 216, and to repeal section 1442 of the Revised Statutes, to the Committee on Naval Affairs.

By Mr. Robert B. Vance: A bill (H. R. 4126) for the relief of S. D. Plemmons, of North Carolina, to the Committee of Ways and Means.

By Mr. Stevenson: A bill (H. R. 4127) for the relief of Charles S. Keller, to the Committee of Claims.

By Mr. Piper: A bill (H. R. 4128) to establish the Territory of the Black Hills, and to provide a temporary government therefor, to the Committee on the Territories.

Also, a bill (H. R. 4129) to encourage the introduction of a supply of fresh water on the desert west of Fort Yuma, to the Committee on the Public Lands.

By Mr. Cutler: A joint resolution (H. Res. 167) for continuing the publication of the monthly reports of the Commissioner of Agriculture, and making an appropriation for the publication of the same, to the Committee on Appropriations.

By Mr. Hooker: A bill (H. R. 4130) for the relief of J. M. Stone, William M. Compton, and W. C. McAlexander, sureties on the bond of B. B. Emery, deceased, late collector of internal revenue, third district of Mississippi, to the Committee on the Judiciary.

By Mr. MacDougall: A bill (H. R. 4131) for the relief of Terrence J. Kennedy, late lieutenant-colonel Third New York Volunteer Artillery; Also, a bill (H. R. 4132) for the relief of J. N. Riggs, late major Third New York Volunteer Artillery;

By Mr. Durham: A bill (H. R. 4133) for the relief of James P. Carroll; to the Committee on Military Affairs.

By Mr. John H. Baker: A joint resolution (H. Res. 168) proposing an amendment to the Constitution, forbidding the assumption or payment of any claim for loss or damage growing out of the taking, use, or destruction of property during the late war of the rebellion, to the Committee on the Judiciary.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports of a private nature ;

When

Mr. Gunter, from the Committee on Private Land-Claims, reported a bill (H. R. 4134) to confirm the title of the legal representatives of Charles Howe to certain lands in Florida.

Ordered, That the bill be read twice, committed to a Committee of the Whole House, and ordered printed.

Mr. Gunter, from the same committee, reported a bill (H. R. 4135) for the relief of the heirs of Jean Francois Perry, as a substitute for the bill of the House H. R. 2518, with the same title ; which bill (H. R. 4135) was read twice, committed to a Committee of the Whole House, and ordered to be printed.

All of the committees having then been called for reports,

The Speaker then proceeded, under rule 52, to call for resolutions, commencing with the State of Maine and continuing until all the States and Territories had been called ;

When

Mr. Le Moyne submitted the following preamble and resolution, viz :

Whereas serious differences of opinion may arise between members of the two houses of Congress as to their jurisdiction and powers in joint session in counting the electoral vote, and the questions involved being questions of law :

Resolved, That the Senate be requested to appoint a committee to act with a committee of five to be appointed by the Speaker of this House, in presenting to the Supreme Court such questions as either of said committee may deem important in the premises, and in asking the members of the Supreme Court to give to Congress an opinion thereon.

Debate arising thereon, the said resolution was laid over, under the rule.

Mr. James Wilson submitted the following resolution, viz :

Resolved, That the Committee on Printing be instructed to report a joint resolution providing for the printing of the Report of the Commissioner of Agriculture for the year 1876.

Debate arising thereon, the said resolution was laid over, under the rule.

Mr. Faulkner submitted the following resolution ; which was read, considered, and agreed to, viz :

Resolved, That the Committee on Military Affairs be instructed to inquire into the objects and purposes of the Government in recently becoming the purchaser of the water-power and land formerly occupied and used for a national armory at Harper's Ferry, and to inquire, since the Government has now again become the owner of that property, whether it would not be expedient to re-establish the national armory at that point, or employ its valuable water-power for some other governmental purpose.

And then,

On motion of Mr. Atkins, the House resolved itself into the Committee of the Whole House on the state of the Union ; and after some time spent therein the Speaker resumed the chair, and Mr. Clymer reported that the committee, having had under consideration the bill of the House H. R. 4120, had directed him to report the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill as amended be engrossed and read a third time. Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Atkins moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Fernando Wood called up the resolution submitted by him on yesterday, and laid over one day for consideration by unanimous consent; which resolution is as follows, viz:

Resolved, That the President be requested to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports, by telegraph or otherwise, from either or any of said military commanders or civil officers.

Mr. Hale made the point of order that the said resolution was still subject to a single objection, and he objected to its present consideration.

The Speaker overruled the point of order, on the ground that the resolution was submitted on yesterday, by unanimous consent, and its consideration being then objected to, it was by unanimous consent laid over one day, and was now in order.

The House having proceeded to its consideration,

Mr. Kasson submitted an amendment to the said resolution; which amendment was accepted by Mr. Wood, who demanded the previous question on the adoption of the same.

The previous question was seconded and the main question ordered, and under the operation thereof the resolution was agreed to.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Holman,

Ordered, That when the House adjourn it be to meet on Monday next.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of War, transmitting a report of expenditures in the War Department and its bureaus for the fiscal year ending June 30, 1876; which was laid on the table and ordered to be printed.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the House of the following title, viz:

H. R. 1592. To re-imburse Horace Glover for property unlawfully seized and sold by the United States Government;

When

The Speaker signed the same.

Mr. Holman, at 1 o'clock and 15 minutes p. m., moved that the House adjourn.

Pending which, by unanimous consent,

Mr. Cason, from the Committee of Claims, to which was referred the bill of the House H. R. 1906, for the relief of John Fletcher, reported the same without amendment, accompanied by a report in writing thereon.

Also, a bill (H. R. 510) for the relief of W. C. Snyder, without amendment, accompanied by a report in writing thereon.

Also, a bill (H. R. 1005) to amend the act entitled "An act making

appropriations for the service of the Government for the fiscal year ending June 30, 1872, and for former years, and for other purposes," approved May 18, 1872, without amendment, accompanied by a report in writing thereon.

Also, a bill (H. R. 902) for the relief of Abel M. Lewis, without amendment, accompanied by a report in writing thereon.

Also, a joint resolution (H. Res. 74) referring the claims of Horman Matthews and David S. Parker to the Court of Claims, without amendment, accompanied by a report in writing thereon.

Also, a bill (H. R. 1157) for the relief of Joel A. Billings, without amendment, accompanied by a report in writing thereon.

Ordered, That the said bills and accompanying reports be committed to a Committee of the Whole House and printed.

On motion of Mr. Oason, the same committee was discharged from the further consideration of the petition of A. W. Bolemius and others, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Bradley, from the same committee, to which was referred the bill of the House (H. R. 919) for the relief of Charles F. Fahnestock, reported the same with a substitute therefor, which bill (H. R. 4136) for the relief of Charles E. Fahnestock, of Glasford, Illinois, was read twice and, with the accompanying report, committed to a Committee of the Whole House and ordered to be printed.

Also, a bill (H. R. 688) for the relief of Sidney F. Oniatt, postmaster at Orange, Connecticut, with a substitute therefor; which bill (H. R. 4137) for the relief of Sidney F. Oniatt, of Orange, Connecticut, was read twice and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

Also, a bill (H. R. 1433) for the relief of A. B. Woodruff, late postmaster at Woodruff, South Carolina, without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Also, from the same committee, a bill (H. R. 4138) for the relief of Edward A. Clifford, of Evanston, Illinois; which bill was read twice and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

Also, a bill (S. 715) for the relief of Samuel H. Canfield, postmaster at Seymour, Connecticut; which was committed to a Committee of the Whole House and ordered to be printed.

On motion of Mr. Bradley, the same committee was discharged from the further consideration of the bill of the House (H. R. 2471) for the relief of J. A. Murray, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Bradley moved to reconsider the several votes by which bills reported by him from the Committee of Claims were committed to a Committee of the Whole House or laid on the table, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Mills, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the President of the United States be requested to inform this House, if not incompatible with the public interests, whether any increase in the cavalry force of the Army on the Mexican and Indian frontiers of Texas has been made, as authorized by act of July 24, 1876, and whether any troops have been removed from the frontier of

Texas and from the post of Fort Sill on the Kiowa and Comanche reservations; and whether, if so, their places have been supplied by other forces.

Mr. Mills moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Faulkner, by unanimous consent, introduced a bill (H. R. 4139) to authorize a further appropriation to continue the public works now in the course of construction upon the Monongahela River, in the State of West Virginia; which was read twice, referred to the Committee on Commerce, and ordered to be printed.

Mr. Faulkner, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Commerce be instructed to inquire into the loss and injury which have resulted to the Government works upon the Monongahela River from failure at the last session of Congress to make the appropriation recommended by the Secretary of War, and also into the causes and reason of the failure to make said appropriation; and further, to inquire into the expediency of repairing the injury, if any, resulting from the discontinuance of said works by an immediate appropriation for that purpose.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed a bill (S. 1057) to provide for the engraving and printing of the portrait of the late Hon. Henry H. Starkweather, of Connecticut, in which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Garfield, by unanimous consent, the said bill was taken from the Speaker's table, read three times, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Garfield moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

MONDAY, DECEMBER 11, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Cox: The petition of the letter-carriers of New York, that their salaries be raised to the amount they received previous to their reduction in 1874, to the Committee on the Post-Office and Post-Roads.

By Mr. Frye: The petition of Emery Pollard, of West Poland, Androscoggin County, Maine, for a pension, to the Committee on Invalid Pensions.

By Mr. Hartridge: A paper relating to the establishment of post-routes from station No. 2 on the Central Railroad, Georgia, to the house of Samuel E. Groover, Bullock County; and from Way Cross, Ware County, to Traders' Hill and Centre Village, Charlton County, Georgia, to the Committee on the Post-Office and Post-Roads.

By Mr. House: The petition of the Southern Methodist Publishing House, that it be paid for the use of its property by the United States Army in the years 1864 and 1865; together with the following petitions heretofore presented to Congress asking that said house be paid the amount justly due it:

By Mr. Ashe: The petition of Munroe Station (North Carolina) Sunday-school;

By Mr. Atkins: The petition of President J. M. Wright and 108 other citizens of Montgomery County, Tennessee;

Also, two petitions of citizens of Tennessee;

By Mr. Bland: The petition of B. E. Lemon, mayor of Warrensburgh, Missouri;

By Mr. Blount: The petition of citizens of the South Georgia conference of the Methodist Episcopal Church South;

Also, the petition of Hon. W. P. Price, of Georgia, and other citizens of said State;

By Mr. Bright: The petition of W. B. Black and other citizens of Tennessee;

By Mr. Buckner: The petition of the Missouri conference of the Methodist Episcopal Church South;

By Mr. John H. Caldwell: The petition of citizens of Marshall County, Alabama;

By Mr. Darrall: Two petitions of citizens of Louisiana;

Also, the petition of the Methodist Episcopal Sunday-school at Jackson, Louisiana, and of the president and faculty of Centenary College, and of other citizens of Jackson, Louisiana;

By Mr. Hancock: The petition of the Texas conference of the Methodist Episcopal Church South;

By Mr. Henry R. Harris: The petition of citizens of Georgia;

By Mr. Hays: The petition of citizens of Greene County, Alabama;

Also, the petition of Judge Goldson and 41 other citizens of Prattville, Alabama;

By Mr. John T. Harris: The petition of John Wilson and 50 other citizens of Greenville, Virginia;

By Mr. Hereford: Two petitions of citizens of West Virginia;

Also, the petition of the West Virginia conference of the Methodist Episcopal Church South;

By Mr. Hunton: The petition of Holston conference of the Methodist Episcopal Church South;

By Mr. Lamar: The petition of Chancellor Simmons and 16 other citizens of Sardis, Mississippi; of 19 citizens of Marshall County, Mississippi; of John F. Williams and 23 citizens of Iuka, Mississippi; of J. J. Alexander and other citizens of Mississippi, and of the bishop, ministers, and lay representatives of the North Mississippi conference of the Methodist Episcopal Church South;

By Mr. Lawrence: The petition of Bishop Morris, of Ohio, and five other bishops of the Methodist Episcopal Church, General Fisk, the book-agents of the Methodist Book Concern, of New York, and Drs. Whedon, Dashiell, Eddy, Reid, and Durbin, of New York;

Also, the petition of 18 senators and 9 officers of the senate of Ohio;

By Mr. Luttrell: The petition of Hon. C. P. Berry and others, of California;

By Mr. Lynch: The petition of the Sabbath-school of Brookhaven, Mississippi; of Professor Hunnicutt and 66 officers, teachers, and pupils of the Methodist Sunday-school at Natchez, Mississippi; of Chancellor Ellis and 21 other officers and citizens of Jefferson County, Mississippi; of the sheriff and 33 other officers and citizens of Port Gibson, Mississippi; of the mayor of Enterprise and 49 other citizens of Clarke County, Mississippi, and of the president and faculty of Whitworth Female College of Mississippi;

By Mr. Maginnis: The petition of citizens of Montana;

By Mr. Mills: The petition of the East Texas conference of the Methodist Episcopal Church South;

Also, the petition of Hon. F. Rainey and other citizens of Texas ;

Also, the petition of the Northwestern Texas conference Methodist Episcopal Church South ;

Also, the petition of the West Texas conference Methodist Episcopal Church South ;

By Mr. O'Brien : The petition of Rev. Samuel Rogers and 20 other clergymen of Baltimore ;

By Mr. Purman : The petition of citizens of Florida ;

By Mr. Rainey : The petition of the South Carolina conference of the Methodist Episcopal Church South ;

By Mr. William M. Robbins : Two petitions of citizens of North Carolina ;

By Mr. Stowell : Three petitions of citizens of Virginia ;

By Mr. Swann : The petition of Bishop Ames and 34 other ministers of the Methodist Episcopal Church of Baltimore, and of the Baltimore conference of the Methodist Episcopal Church South ;

By Mr. Robert B. Vance : The petition of B. F. Logan and 15 other citizens of Shelby, North Carolina, and of J. S. Kennedy, Thomas B. Long, and other citizens of North Carolina ;

By Mr. Waddell : The petition of R. Bryan and 17 other citizens of North Carolina, and of Senator Troy and 75 other members of the legislature, and other officials and citizens of Cumberland County, North Carolina ;

By Mr. Alexander S. Wallace : The petition of the president and faculty of Wofford College, South Carolina ;

By Mr. Erastus Wells : The petition of the Saint Louis Methodist conference and of the quarterly conference of the Methodist Episcopal Church South, at Canterbury, Missouri ;

By Mr. Whitthorne : The petition of L. D. Myers, W. P. Ingraham, and others of Columbia, Tennessee, and of Hon. Ed. Cooper and others of Shelbyville, Tennessee ;

By Mr. House : The following petitions filed by members of the Forty-third and previous Congresses, asking that the Southern Methodist Publishing House be paid for the use of its property by the United States in the years 1864 and 1865 : The petition of citizens of Wilcox County, Alabama ; of citizens of Mobile, Alabama ; of W. W. Wood and others, of South Carolina ; of Rev. John Lanahan and 8 other ministers of the Methodist Episcopal Church, of Washington, D. C. ; of citizens of California and of the Pacific conference of the Methodist Episcopal Church South, of California ; of the general conference of the Colored Methodist Episcopal Church and Hon. D. C. Smythe and others, of North Carolina ; of citizens of Missouri ; of the mayor of Columbus, Kentucky, and 30 other citizens of Hickman County, Kentucky ; of John P. Hall and 7 other United States officers, and of Rev. R. H. Mahan and other citizens of Paducah, Kentucky ; of citizens of Chattanooga, Tennessee ; of T. M. Bowyer and others, of Virginia ; of the governor, secretary of state, treasurer, attorney-general, superintendent of education, and adjutant and inspector generals, of South Carolina ; of S. R. Morratt, G. M. Mattison, and other citizens of South Carolina ; of A. T. MacIntyre and other citizens of Georgia ; of Robert Hester and other citizens of Georgia ; of Rev. J. B. Walker and 13 other citizens of Galveston, Texas ; of the mayor and board of aldermen of the city of Edgefield, Tennessee ; of citizens of Nashville, Tennessee ; of the mayor and city council of Nashville, Tennessee ; of citizens of Williamson County, Tennessee ; of the ministers and lay representatives of the West Saint Louis conference of the Methodist Episcopal Church South ; of the

Trinity Texas annual conference of the Methodist Episcopal Church South; of the mayor of Aberdeen, Mississippi, and 80 other citizens of Munroe County, Mississippi; of the United States district attorney and 29 other citizens of Holly Springs, Mississippi; of W. H. Perry and 15 other citizens of Yellville, Arkansas; of the judges and 28 attorneys of the supreme court of Tennessee; of Rev. David Bush and 23 other citizens of Frederick County, Maryland; of the Tennessee conference of the Methodist Episcopal Church South; of R. W. Downey and others, citizens of Pennsylvania; of the Mississippi conference of the Methodist Episcopal Church South; of B. A. Clark, Hor. Christian, Thomas Green, Rev. H. H. Montgomery, and other citizens of Mississippi; of P. B. Cook and 30 other citizens of Mississippi; of the Virginia conference of the Methodist Episcopal Church South; of the governor and other citizens of Alabama; of citizens of Shelby and Marion Counties, Kentucky; of the Centenary Methodist church, Richmond, Virginia; of the ministers and lay members of the North Alabama conference of the Methodist Episcopal Church South; of Fred. Sloss, Hon. George S. Houston, and other citizens of Athens, Alabama; of C. C. Ellis, J. R. Powell, and other citizens of Birmingham, Alabama; of the president of the North Carolina University and others of Chapel Hill, North Carolina; of citizens of Arkansas; of R. S. Ellis and 18 other citizens of Louisa County, Virginia; of Rev. A. C. Bledsoe and 12 other citizens of Richmond, Virginia; of the chiefs of the Indian nation west of Arkansas, and of citizens of Arkansas; of Bishop Miles and 29 other colored citizens of Louisville, Kentucky; of W. A. Allen, F. D. Koonce, and other citizens of North Carolina; of citizens of Tuscaloosa, Alabama; of the Alabama conference of the Methodist Episcopal Church South; of citizens of Craig County, Virginia; of the Methodist conference of Illinois; of 32 citizens of Maryland; of citizens of Lawrence and Johnson Counties, Kentucky; of citizens of Christian County, Illinois; of the governor of Oregon, Hon. J. W. Nesmith, Hon. W. C. Baird, and other citizens of Oregon; of Rev. T. L. Boswell and 23 other citizens of Fayette County, Tennessee; of 31 officials and citizens of Mississippi; of citizens of Hickman, Tennessee; of citizens of Somerville, Tennessee; and of Governor Young, John E. Ryland, and other citizens of Missouri;

Also, resolutions of the States of Tennessee, Mississippi, and Arkansas, heretofore presented, favoring the paying of the Southern Methodist Publishing House for the use of its property by the United States; to the Committee on War-Claims.

By Mr. MacDougall: Memorial of the Sinclair Rectifying Machine Company of New York, remonstrating against granting the petition of Joseph W. Reford, praying that his letters-patent for improvement in rectifying and oxygenating apparatus may be antedated, to the Committee on Patents.

By Mr. McDill: The petition of D. W. Moffat, auditor of Woodbury County, Iowa, for the division of the State of Iowa into northern and southern districts and the holding of federal courts at Sioux City, Iowa, to the Committee on the Judiciary.

By Mr. McFarland: The petition of Thomas Dalton, father of Henry Dalton, deceased, late a private in Company E, Ninth Tennessee Cavalry, for a correction of his war-record, to the Committee on Military Affairs.

Also, the petition of Daniel K. Justice, late a private in Company D, Eighth Regiment Tennessee Volunteer Infantry, for a pension;

By Mr. Monroe: The petition of Charlotte Buck, mother of James

Buck, deceased, late a private in Company A, Sixteenth Regiment United States Infantry, for a pension;

By Mr. Plaisted: The petition of Henry H. Haskell, late of the Second Regiment Maine Volunteers, for a pension;

By Mr. William A. Phillips: The petition of W. A. Tannahill, late a private in Company D, Sixty-fourth Regiment Ohio Infantry, for a pension;

to the Committee on Invalid Pensions.

By Mr. Robert B. Vance: A paper relating to the establishment of a post-route from Hayesville, North Carolina, to Edey's Store, Georgia, to the Committee on the Post-Office and Post-Roads.

By Mr. Gilbert C. Walker: The petition of Lloyd J. Beall, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Willis: The petition of Richard H. Birmingham, for additional bounty, to the Committee on Military Affairs.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of the Interior, transmitting, in compliance with the seventh section of the act of May 29, 1872, the claims of John P. Colomb, J. P. Colomb, Sarah Chandler, Samuel H. Chandler, Brittan Felps, John J. Fisher, Charles Hordison, James Leonia, A. H. Reagan, Malcom McNeil, R. C. Patterson, H. A. Whalley, D. B. Warren, W. H. Wooldridge, Catherine Wilkins, and Decatur Bortan for compensation for losses incurred by Indian depredations; which were referred to the Committee of Claims.

By unanimous consent, leave was granted to Mr. O'Brien for the withdrawal from the files of the House of the papers in the case of J. and R. H. Porter.

By unanimous consent, leave of absence was granted to Mr. Robinson, for fifteen days.

The Speaker announced that he had appointed Mr. Clymer to be a member of the Committee on Appropriations, to fill the vacancy occasioned by his election to be Speaker.

The Speaker having proceeded, as the regular order of business, to call the States and Territories for bills on leave for reference only,

Bills were then introduced, read a first and second time, ordered to be printed, and severally referred as follows, viz:

By Mr. Frye: A bill (H. R. 4140) to provide judicial remedies for overcharge of duties on tonnage and imports, to the Committee on the Judiciary.

By Mr. Seelye: A bill (H. R. 4141) for the relief of Charles J. Leahy, to the Committee of Claims.

By Mr. Eames: A bill (H. R. 4142) to reduce postage on letters, to the Committee on the Post-Office and Post-Roads.

By Mr. Willis: A bill (H. R. 4143) for the relief of Richard H. Birmingham, late sergeant Company A, Sixty-ninth Regiment New York State Volunteers, to the Committee on Military Affairs.

By Mr. John H. Bagley, jr.: A bill (H. R. 4144) for the relief of Henry S. Vandecur and Eliza M. Reynolds, administrators, &c., to the Committee on Patents.

By Mr. Cox: A bill (H. R. 4145) to regulate the compensation of letter-carriers, to the Committee on the Post-Office and Post-Roads.

By Mr. Davy: A bill (H. R. 4146) to amend section 1015 of the Revised Statutes so as to permit commissioners of the circuit court of the United States to take bail for the appearance of the accused before them from

time to time till the final disposition thereof, to the Committee on the Judiciary.

By Mr. Cutter: A bill (H. R. 4147) for the relief of Eliza H. Powers;

By Mr. Walsh: A bill (H. R. 4148) to authorize a change of record to be made in the case of George Hobbs, late private Company L, First Maryland Cavalry Volunteers;

to the Committee on Military Affairs.

By Mr. Gilbert C. Walker: A bill (H. R. 4149) to remove the legal and political disabilities of Lloyd J. Beall, of Virginia, to the Committee on the Judiciary.

By Mr. Singleton: A bill (H. R. 4150) for the relief of the estate of the late William L. Sharkey, late of Hinds County, Mississippi, to the Committee on War-Claims.

By Mr. Darrall: A bill (4151) to authorize the State of Louisiana to close the mouth of the bayou La Fourche, in the said State, to the Committee on Commerce.

Also, a bill (H. R. 4152) to apply the proceeds of sales of public lands to the education of the people, to the Committee on Education and Labor.

By Mr. Savage: A bill (H. R. 4153) to authorize the payment of the claim of the heirs of Joseph Parrott, to the Committee on Revolutionary Pensions.

By Mr. Foster: A bill (H. R. 4154) to amend sections 733 and 2737 of the Revised Statutes of the United States;

Also, a bill (H. R. 4155) amending the act of July 28, 1876, entitled "An act for the relief of Kendrick and Avis *et al.*"

to the Committee of Ways and Means.

By Mr. Neal: A bill (H. R. 4156) granting a pension to Mary K. Patton, widow of John Van O. Patton, deceased, to the Committee on Invalid Pensions.

By Mr. Hunter: A bill (H. R. 4157) to authorize the Secretary of the Treasury to purchase silver bullion and cause the same to be coined into silver dollars, each dollar to be of the same value and fineness of the silver dollar as required by the laws of the United States on the 18th day of March, 1869, and making said silver dollar when coined a full legal tender for all debts, public and private, within the United States, including duties on imports, and interest on the public debt, excepting obligations heretofore entered into and made payable in gold, such obligations last named to be paid in gold, and repealing all acts inconsistent therewith, to the Committee on Banking and Currency.

By Mr. Joseph Cannon: A bill (H. R. 4158) to promote commerce among the States and to cheapen transportation of persons and property between the Atlantic seaboard and the Western States and Territories, to the committee on Railways and Canals.

By Mr. Glover: A bill (H. R. 4159) for the protection of States against domestic violence, to the Committee on Military Affairs.

By Mr. Stone: A bill (H. R. 4160) for the relief of Elizabeth Mememeyer, of Saint Louis, Missouri, administratrix of Anton Mememeyer, deceased, to the Committee on War-Claims.

By Mr. Morgan: A bill (H. R. 4161) for the relief of Robert L. Hottell, late sergeant Company C, Fifteenth Missouri Cavalry, to the Committee on Military Affairs.

By Mr. Hatcher: A bill (H. R. 4162) granting a pension to Blasius Reidinger, of Madison County, Missouri, to the Committee on Invalid Pensions.

By Mr. Gunter: A bill (H. R. 4163) for the relief of G. W. Jobe, late

second lieutenant of Company F, Forty-sixth Missouri Infantry Volunteers, to the Committee on Military Affairs.

By Mr. Gause: A bill (H. R. 4164) for the relief of Philip R. Jones, of Lee County, Arkansas, to the Committee on War-Claims.

By Mr. Schleicher: A bill (H. R. 4165) for the relief of H. E. Woodhouse & Co., to the Committee of Claims.

By Mr. Hancock: A bill (H. R. 4166) for the relief of William Redus, to the Committee on Indian Affairs.

By Mr. Kasson: A bill (H. R. 4167) to establish a discriminating duty upon all products of the sugar-cane imported into the United States and being the growth or product of slave-labor, to the Committee of Ways and Means.

By Mr. Oliver: A bill (H. R. 4168) to amend section 1 of the act of May 12, 1864, for a grant of lands to the State of Iowa, to aid in the construction of a railroad in said State, to the Committee on the Public Lands.

By Mr. McCrary: A bill (H. R. 4169) for the relief of certain employes on the work for the improvement of the Des Moines Rapids of the Mississippi River, to the Committee on Commerce.

By Mr. Charles G. Williams: A bill (H. R. 4170) for the relief of Mathew Hulzer, late a private of Company H, Twenty-eighth Regiment of Wisconsin Volunteers;

Also, a bill (H. R. 4171) for the relief of Alonzo W. Baker, late a private of Company A, Twenty-fourth Regiment of Wisconsin Volunteers; to the Committee on Military Affairs.

By Mr. Kimball: A bill (H. R. 4172) granting a pension to Catherine Brennan, widow of John Brennan, private of Company B, Fifty-eighth Illinois Volunteers, to the Committee on Invalid Pensions.

By Mr. Luttrell: A bill (H. R. 4173) to appropriate money for the improvement of the navigation of Feather River, California;

Also, a bill (H. R. 4174) to appropriate money to improve the navigation of the Sacramento River; to the Committee on Commerce.

Also, a bill (H. R. 4175) for the relief of the widow of Captain Christopher M. Haile, United States Army, to the Committee of Claims.

Also, a bill (H. R. 4176) granting the right of way for a wagon-road across the Sierra Nevada Mountains, below the snow-line, and for other purposes;

By Mr. Strait: A bill (H. R. 4177) for the relief of certain settlers on the public lands; to the Committee on the Public Lands.

By Mr. Goodin: A bill (H. R. 4178) to appropriate out of the Indian civilization fund the expenses incurred in conducting the recent suits against certain railway companies to test the validity of titles to the Osage ceded lands in Kansas, to the Committee on Indian Affairs.

By Mr. Stevens: A bill (H. R. 4179) authorizing the Secretary of War to sell to the village of Yuma, Arizona Territory, certain land known as the "Quincy reserve;"

By Mr. Hardenbergh: A bill (H. R. 4180) to declare the true intent and meaning of an act entitled "An act to relinquish the interest of the United States in certain lands to the city and county of San Francisco, California;" to the Committee on Military Affairs.

By Mr. George Q. Cannon: A bill (H. R. 4181) allowing a pension to Mary Bradley Cross, to the Committee on Invalid Pensions.

By Mr. Hartzell: A bill (H. R. 4182) to authorize a further appropria-

tion to continue the public works now in the course of construction upon the Mississippi River, between the foot of Dickey Island and the mouth of the Ohio River, in the State of Illinois, to the Committee on Commerce.

By Mr. MacDougall: A bill (H. R. 4183) for the relief of the estate of Cornelius S. Underwood, deceased, late major and additional paymaster United States Army, to the Committee on Military Affairs.

Also, a bill (H. R. 4184) granting a pension to Mrs. Adolphus Bassett, of Auburn, New York, to the Committee on Invalid Pensions.

By Mr. Luttrell: A bill (H. R. 4185) for the relief of John S. Luff, to the Committee of Claims.

By Mr. Erastus Wells: A bill (H. R. 4186) for the relief of Nathaniel McKay, to the Committee on Naval Affairs.

The call of the States and Territories having been completed,

Mr. Banning submitted the following preamble and resolution, and moved that the rules be suspended, and that the House adopt the same, viz:

Whereas the President having sent to this House what purports to be a report of certain gentlemen sent to Louisiana to be present at the canvass of the electoral vote of that State, in which the returning-board is indorsed and sustained as a board made up of gentlemen of patriotism and integrity, and referring to James Madison Wells, president of the board, as follows: "Two of them, Hon. James Madison Wells, president of the board, and General Thomas O. Anderson, next senior member, are southern-born, and of old and highly respectable families. The father of the former was Hon. Levi Wells, of the parish of Rapides, who in 1812 represented it in the convention called to frame the constitution of the State of Louisiana. The son received a liberal education, and was early engaged in the care of the planting and other interests of his father. He was a Union man from the time the war broke out, and, although he suffered greatly by it in the loss of property, he never faltered in his devotion to the Union cause. Under the Banks reconstruction scheme he was chosen lieutenant-governor on the ticket with Hon. Michael Hahn, who was elected governor, and upon the election of the latter to the Senate a year after, Mr. Wells became governor of the State, to which office he was almost unanimously re-elected under the reconstruction plan of President Johnson. His experience in public life has been great and varied, and his capacity to discharge the duties assumed cannot be questioned." Therefore,

Be it resolved, That the President be, and he is hereby, requested to forward to this House copies from the War Department of all reports, orders, correspondence, telegrams, indorsements, and memoranda connected with the removal of James Madison Wells from the governorship of Louisiana by General Sheridan in the year 1867;

And the question being put,

Shall the rules be suspended and the said resolution adopted?

It was decided in the negative,	{	Yeas	141
		Nays	80
		Not voting.....	69

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. James H. Blount	Mr. Alexander Campbell	Mr. Francis D. Collins
Thomas S. Ashe	Andrew R. Boone	Milton A. Candler	Philip Cook
John D. C. Atkins	Taul Bradford	Nathan T. Carr	Jacob P. Cowan
John C. Bagby	John Young Brown	George W. Cate	Samuel S. Cox
John H. Bagley, jr.	Samuel D. Burchard	Bernard G. Caulfield	David B. Culberson
Henry B. Banning	George C. Cabell	John B. Clarke	Augustus W. Cutler
Samuel N. Bell	John H. Caldwell	John B. Clark, jr.	Joseph J. Davis
Richard P. Bland	William P. Caldwell	Hiester Clymer	George G. Dibrell

Mr. Beverly B. Douglas	Mr. William S. Holman	Mr. N. Holmes Odell	Mr. Adlai E. Stevenson
George H. Durand	Charles E. Hooker	Henry B. Payne	William H. Stone
Milton J. Durham	Andrew Humphreys	William A. Piper	John K. Tarbox
E. John Ellis	Eppa Hunton	Earley F. Poppleton	William Terry
Charles J. Faulkner	Frank H. Hurd	Joseph Powell	Philip F. Thomas
William H. Felton	Frank Jones	David Rea	J. W. Throckmorton
Jesse J. Finley	Edward C. Kehr	John H. Reagan	John R. Tucker
William H. Forney	J. Proctor Knott	John Reilly	Jacob Turney
Benjamin J. Franklin	Lucius Q. C. Lamar	James B. Reilly	John L. Vance
Benoni S. Fuller	George M. Landers	Americus V. Rice	Robert B. Vance
Lucien C. Gause	Lafayette Lane	Haywood W. Riddle	Alfred M. Waddell
John M. Glover	J. V. Le Moine	John Robbins	Gilbert C. Walker
John Goode, jr	William M. Levy	William M. Robbins	William Walsh
John R. Goodin	Burwell B. Lewis	Charles B. Roberts	Levi Warner
Thomas M. Gunter	Scott Lord	John S. Savage	William W. Warren
Andrew H. Hamilton	John K. Luttrell	Alfred M. Scales	Henry Watterson
Robert Hamilton	William P. Lynde	Gustave Schleicher	Erastus Wells
John Hancock	Levi A. Mackey	John G. Schumaker	W. C. Whitthorne
Aug. A. Hardenbergh	Levi Maish	James Sheakley	Alpheus S. Williams
Henry R. Harris	Henry B. Metcalfe	Otho R. Singleton	Alpha Williams
John T. Harris	Charles W. Milliken	William F. Slemmons	Jero N. Williams
Carter H. Harrison	Roger Q. Mills	Milton I. Southard	Benjamin A. Willis
Julian Hartridge	Hernando D. Money	William A. J. Sparks	William W. Wiltshire
William Hartzell	Charles H. Morgan	William B. Spencer	Benjamin Wilson
Robert A. Hatcher	William Mutchler	William M. Springer	Fernando Wood
Eli J. Henkle	Lawrence T. Neal	William H. Stanton	Jesse J. Yeates
Frank Hereford	William J. O'Brien	William S. Steinger	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. George W. McCrary	Mr. A. Herr Smith
George A. Bagley	Charles Foster	James W. McDill	Horace B. Strait
John H. Baker	Chapman Freeman	Samuel F. Miller	William H. H. Stowell
William H. Baker	William P. Frye	James Monroe	Jacob M. Thornburgh
Latimer W. Ballou	James A. Garfield	Charles E. Nash	Martin I. Townsend
Henry W. Blair	Eugene Hale	Nelson I. Norton	John Q. Tufts
Nathan B. Bradley	Benjamin W. Harris	Addison Oliver	Nelson H. Van Vorhes
William R. Brown	Henry H. Hathorn	Charles O'Neill	John T. Wait
Horatio C. Burchard	Thomas J. Henderson	John B. Packer	Alexander S. Wallace
John H. Burleigh	George F. Hoar	Horace F. Page	John W. Wallace
Joseph G. Cannon	George G. Hoskins	William A. Phillips	G. Wiley Wells
Thomas J. Cason	Morton C. Hunter	Henry L. Pierce	John D. White
Omar D. Conger	John A. Hyman	Harris M. Plaisted	Richard H. Whiting
Lorenzo Crounse	John A. Kasson	Thomas C. Platt	George Withard
Chester B. Darrall	William D. Kelley	Allen Potter	Andrew Williams
John M. Davy	Alanson M. Kimball	Sobieski Ross	Charles G. Williams
Dudley C. Denison	E. W. Leavenworth	Jeremiah M. Rusk	William B. Williams
Benjamin T. Eames	John R. Lynch	Ezekiel S. Sampson	James Wilson
James L. Evans	Henry S. Magoon	Julius H. Seelye	Alan Wool, jr.
Edwin Flye	C. D. MacDougall	C. H. Sinnickson	L. D. Woodworth.

Those not voting are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. Charles H. Joyce	Mr. Milton Saylor
William B. Anderson	Albert G. Egbert	William S. King	Robert Smalls
Nathaniel P. Banks	Smith Ely, jr.	Franklin Landers	William E. Smith
Lyman K. Baas	Randall L. Gibson	Elbridge G. Lapham	Alex. H. Stephens
George M. Beebe	Jere Haralson	William Lawrence	Thomas Swann
Jos. C. S. Blackburn	William S. Haymond	William McFarland	Frederick H. Teese
Archibald M. Bliss	Charles Hays	John A. McMahon	Charles P. Thompson
John M. Bright	George W. Hendee	Edwin R. Meade	Washington Townsend
Aylott H. Buckner	Abram S. Hewitt	William R. Morrison	Henry Waldron
Lucien B. Caswell	Benjamin H. Hill	Jephtha D. New	Charles C. B. Walker
Chester W. Chapin	Solomon L. Hoge	James Phelps	Ansel T. Walling
Simon B. Chittenden	James H. Hopkins	John F. Phillips	Elijah Ward
Alex. G. Cochrane	John F. House	Henry O. Pratt	William A. Wheeler
William W. Crapo	Jay A. Hubbell	William J. Purman	John O. Whitehouse
Lorenzo Danford	Stephen A. Hurlbut	Joseph H. Rainey	Peter D. Wigginton
Rezin A. DeBolt	George A. Jenks	Milton S. Robinson	Scott Wike
Samuel A. Dobbins	Thomas L. Jones	Miles Ross	William Woodburn.
Mark H. Dunnell			

So the rules were not suspended, and the said resolution was not agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House (H. R. 4124) to provide for the expenses of certain special committees, with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

Mr. MacDougall moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That a committee of nine be appointed to proceed to the

cities of New York, Brooklyn, and Jersey City, to examine into the alleged fraudulent registration and fraudulent voting for presidential electors and Representatives in Congress at the late election in each of said cities; also, a committee of five to proceed to the State of Virginia, to examine and report whether election frauds have been committed, or intimidation of voters used, in the second and fourth congressional districts of said State at the recent election for presidential electors and Representatives in Congress; also, a committee of nine to proceed to the State of Mississippi, to examine and report whether any frauds have been committed, or intimidation of voters used, in the recent election for presidential electors and Representatives in Congress; also, that a committee of five be appointed to proceed to the city of Philadelphia, to examine into and report whether there was fraudulent registration and voting in said city previous to and at the recent election for presidential electors and Representatives in Congress; also, a committee of three to proceed to the State of Alabama, to examine into and report whether any intimidation was used, or illegal votes cast, at the recent election for presidential electors and Representative in Congress in the fourth congressional district of said State; and that each of said committees have power to send for persons and papers, to employ a stenographer, and be attended by a deputy sergeant-at-arms, and that they have the privilege to report at any time;

And the question being put,

Will the House agree to the motion to suspend the rules?

It was decided in the negative,	{	Yeas	124
		Nays	88
		Not voting	78

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. William H. Felton	Mr. Henry B. Metcalfe	Mr. William H. Stone
Lucien L. Ainsworth	Jease J. Finley	Samuel F. Miller	William H. H. Stowell
William B. Anderson	Greenbury L. Fort	James Monroe	Jacob M. Thornburgh
John C. Bagby	Charles Foster	Charles H. Morgan	Martin I. Townsend
George A. Bagley	Chapman Freeman	William Mutohler	John R. Tucker
John H. Bagley, jr.	William P. Frye	Charles E. Nash	John Q. Tufts
John H. Baker	James A. Garfield	Lawrence T. Neal	Jacob Turney
William H. Baker	John Goode, jr.	Nelson I. Norton	Nelson H. Van Vorhes
Latimer W. Ballou	John R. Goodin	Charles O'Neill	Robert B. Vance
Henry W. Blair	Benjamin W. Harris	John B. Packer	Alfred M. Waddell
Nathan B. Bradley	John T. Harris	Horace F. Page	John T. Walt
Aylett H. Buckner	Julian Hartridge	William A. Phillips	Henry Waldron
Horatio C. Burchard	William Hartzell	Henry L. Pierce	Alexander S. Wallace
John H. Burleigh	Henry H. Hathorn	Thomas C. Platt	John W. Wallace
William P. Caldwell	George F. Hoar	Earley F. Poppleton	Levi Warner
Alexander Campbell	William S. Holman	Allen Potter	William W. Warren
Thomas J. Cason	Charles E. Hooker	David Rea	Henry Watterson
Simeon B. Chittenden	George G. Hoskins	John Reilly	G. Wiley Wells
Hester Clymer	Andrew Humphreys	James B. Reilly	John D. White
Omar D. Conger	Morton C. Hunter	Charles B. Roberts	Richard H. Whiting
Philip Cook	John A. Hyman	Sobieski Ross	George Willard
Samuel S. Cox	William D. Kelley	Jeremiah M. Rusk	Andrew Williams
Lorenzo Crounse	Alanson M. Kimball	John S. Savage	Alpheus S. Williams
Augustus W. Cutler	Franklin Landers	Julius H. Seelye	Charles G. Williams
Chester B. Darrall	E. W. Leavenworth	C. H. Sinnickson	William B. Williams
John M. Davy	Scott Lord	William F. Slemons	Benjamin A. Willis
Dudley C. Denison	John K. Luttrell	A. Herr Smith	Benjamin Wilson
Beverly B. Douglas	John R. Lynch	William H. Stanton	James Wilson
George H. Durand	Henry S. Magoon	Horace B. Strait	Alan Wood, jr.
Benjamin T. Eames	C. D. MacDougall	William S. Stenger	L. D. Woodworth.
James L. Evans	George W. McCrary	Adlai E. Stevenson	

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. John Young Brown	Mr. John B. Clarke	Mr. Charles J. Faulkner
John D. C. Atkins	Samuel D. Burchard	John B. Clark, jr.	William H. Forney
Henry B. Banning	George C. Cabell	Jacob P. Cowan	Benjamin J. Franklin
Richard P. Bland	John H. Caldwell	David B. Culberson	Benoni S. Fuller
James H. Blount	Milton A. Candler	Joseph J. Davis	Lucien C. Gause
Andrew R. Boone	George W. Cate	George G. Dibrell	Randall L. Gibson
Tani Bradford	Bernard G. Caulfield	Milton J. Durham	John M. Glover

Mr. Thomas M. Gunter
Andrew H. Hamilton
John Hancock
Aug. A. Hardenbergh
Henry R. Harris
Carter H. Harrison
Robert A. Hatcher
Eli J. Henkle
Frank Hereford
Goldsmith W. Hewitt
Benjamin H. Hill
Eppa Hunton
Frank H. Hurd
Edward C. Kehr
J. Proctor Knott
Lucius Q. C. Lamar

Mr. George M. Landers
Lafayette Lane
J. V. Le Moynes
William M. Levy
Burwell B. Lewis
William P. Lynde
L. A. Mackey
Levi Malah
William McFarland
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
Milton J. O'Brien
N. Holmes Odell
Henry B. Payne

Mr. William A. Piper
Joseph Powell
John H. Reagan
Americus V. Rice
Haywood Y. Riddle
John Robbins
William M. Robbins
Alfred M. Seales
Gustave Schleicher
John G. Schumaker
James Sheakley
Otho R. Singleton
Milton I. Southard
William A. J. Sparks
William B. Spencer

Mr. William M. Springer
John K. Tarbox
William Terry
J. W. Throckmorton
John L. Vance
Gilbert C. Walker
William Walsh
Erastus Wells
W. C. Whitthorne
James Williams
Jere N. Williams
William W. Willshire
Fernando Wood
Jerse J. Yeates
Casey Young

Those not voting are—

Mr. Josiah G. Abbott
Nathaniel P. Banks
Lyman K. Bass
George M. Beebe
Samuel N. Bell
Jos. C. S. Blackburn
Archibald M. Bliss
John M. Bright
William R. Brown
Joseph G. Cannon
Nathan T. Carr
Lucien B. Caswell
Chester W. Chapin
Alex. G. Cochrane
Francis D. Collins
William W. Crapo
Lorenzo Danford
Rezin A. DeBolt
Samuel A. Dobbins
Mark H. Dunnell

Mr. John R. Eden
Albert G. Egbert
E. John Ellis
Smith Ely, jr.
Edwin Flye
Eugene Hale
Robert Hamilton
Jere Haralson
William S. Haymond
Charles Hays
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt
Solomon L. Hoge
James H. Hopkins
John F. House
Jay A. Hubbell
Stephen A. Hurlbut
George A. Jenks
Frank Jones

Mr. Thomas L. Jones
Charles H. Joyce
John A. Kasson
William S. King
Elbridge G. Lapham
William Lawrence
James W. McDill
John A. McMahon
Edwin R. Meade
William R. Morrison
Jeptba D. New
Addison Oliver
James Phelps
John F. Phillips
Harris M. Plaisted
Henry O. Pratt
William J. Purman
Joseph H. Rainey
Milton S. Robinson

Mr. Miles Ross
Ezekiel S. Sampson
Milton Saylor
Robert Smalls
William E. Smith
Alex. H. Stephens
Thomas Swann
Frederick H. Teese
Charles P. Thompson
Philip F. Thomas
Washington Townsend
Charles C. B. Walker
Ansel T. Walling
Elijah Ward
William A. Wheeler
John O. Whitehouse
Peter D. Wigginton
Scott Wike
William Woodburn.

So the rules were not suspended, and the resolution was not agreed to.

Mr. Stone moved to suspend the rules, so as to discharge the Committee of the Whole House on the state of the Union from the further consideration of the bill of the House (H. R. 2798) entitled "A bill to authorize the Washington, Cincinnati and Saint Louis Railway Company to construct a narrow-gauge railway from tide-water to the cities of Saint Louis and Chicago," and make the said bill the special order for consideration in the House, as in Committee of the Whole, on Wednesday next, after the morning hour, and from day to day until disposed of.

And the question being put, the rules were not suspended, (two-thirds not voting in favor thereof.)

Mr. Cox moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That a committee of five be appointed to proceed to the cities of New York, Philadelphia, Brooklyn, and Jersey City, to examine into any alleged fraudulent registration and fraudulent voting for presidential electors and Representatives in Congress at the late election in each of said cities.

And the question being put, the rules were suspended, (two-thirds voting in favor thereof,) and the said resolution was agreed to.

Mr. Goode (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on the Judiciary be, and are hereby, instructed to inquire and report upon the legality of the circular-letter issued by the Attorney-General during the late presidential campaign to the marshals of the United States in relation to their powers and duties in the election then pending; and that said committee also report what legislation, if any, is necessary upon the subject-matter of said circular-letter.

Mr. Spencer moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That the Judiciary Committee be instructed to investigate and report what, if any, intimidation or coercion has been practiced upon employes of the Federal Government during the late presidential campaign to compel said employes to contribute to the election-fund of any political party, and to report to this House what action or legislation may be necessary to protect said employes from such exactions for political purposes; that said committee have power to send for persons and papers and to administer oaths;

And the question being put,

Shall the rules be suspended and the said resolution adopted?

It was decided in the negative,	{	Yeas	134
		Nays	74
		Not voting	82

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. E. John Ellis	Mr. Lucius Q. C. Lamar	Mr. James Sheakley
Thomas S. Ashe	Charles J. Faulkner	George M. Landers	Otho R. Singleton
John D. C. Atkins	William H. Felton	J. V. Le Moynes	William F. Siemons
John C. Bagby	Jesse J. Finley	William M. Levy	Milton I. Southard
John H. Bagley, jr.	William H. Forney	Burwell B. Lewis	William A. J. Sparks
Henry B. Banning	Greenbury L. Fort	Scott Lord	William B. Spencer
Richard B. Bland	Benjamin J. Franklin	John K. Luttrell	William M. Springer
James H. Blount	Benoni S. Fuller	Levi Maish	William H. Stanton
Andrew R. Boone	Randall L. Gibson	William McFarland	William S. Stenger
Taul Bradford	John M. Glover	Henry B. Metcalfe	Adlai E. Stevenson
John Young Brown	John Goode, jr.	Charles W. Milliken	William Terry
Aylett H. Buckner	John R. Goodin	Roger Q. Mills	Philip F. Thomas
Samuel D. Burchard	Thomas M. Gunter	Hernando D. Money	J. W. Throckmorton
George C. Cabell	Andrew H. Hamilton	Charles H. Morgan	John R. Tucker
John H. Caldwell	John Hancock	William Mutchler	Jacob Turney
Alexander Campbell	Aug. A. Hardenbergh	Lawrence T. Neal	John L. Vance
Milton A. Candler	Henry R. Harris	William J. O'Brien	Robert B. Vance
Nathan T. Carr	John T. Harris	N. Holmes Odell	Alfred M. Waddell
George W. Cate	Carter H. Harrison	Henry B. Payne	Gilbert C. Walker
Bernard G. Caulfield	Julian Hartridge	William A. Piper	William Walsh
John B. Clarke	William Hartzell	Earley F. Poppleton	Levi Warner
John B. Clark, jr.	Robert A. Hatcher	Joseph Powell	Henry Watterson
Hiester Clymer	William S. Haymond	David Rea	Erastus Wells
Francis D. Collins	Eli J. Henkle	John H. Reagan	W. C. Whitthorne
Philip Cook	Frank Hereford	John Reilly	Alpheus S. Williams
Jacob P. Cowan	Goldsmith W. Hewitt	James B. Reilly	James Williams
Samuel S. Cox	Benjamin H. Hill	Americus V. Rice	Jere N. Williams
David B. Culberson	William S. Holman	Haywood Y. Riddle	Benjamin A. Willis
Augustus W. Cutler	Charles E. Hooker	John Robbins	William W. Wilshire
Joseph J. Davis	Andrew Humphreys	William M. Robbins	Benjamin Wilson
George G. Dibrell	Eppa Hunton	Charles B. Roberts	Fernando Wood
Beverly B. Douglas	Frank Jones	John S. Savage	Jesse J. Yeates
Milton J. Durham	Edward C. Kehr	Alfred M. Scales	Casey Young.
	J. Proctor Knott	Gustavo Schleicher	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. George W. McCrary	Mr. William H. Stone
George A. Bagley	Chapman Freeman	James W. McMill	William H. H. Stowell
John H. Baker	William P. Frye	James Monroe	Jacob M. Thornburgh
William H. Baker	James A. Garfield	Charles E. Nash	Martin I. Townsend
Latimer W. Ballou	Jere Haralson	Nelson L. Norton	John Q. Tufts
Henry W. Blair	Benjamin W. Harris	Addison Oliver	Nelson H. Van Vorhes
Nathan B. Bradley	Henry H. Hathorn	Charles O. Neill	John T. Wait
William R. Brown	Thomas J. Henderson	John B. Packer	Alexander S. Wallace
Horatio C. Burchard	George G. Hoskins	Horace F. Page	John W. Wallace
John H. Burleigh	Morton C. Hunter	Harris M. Plaisted	G. Wiley Wells
Joseph G. Cannon	John A. Hyman	Thomas C. Platt	John D. White
Thomas J. Cason	John A. Kasson	Allen Potter	Richard H. Whiting
Simeon B. Chittenden	William D. Kelley	Sobieski Ross	Andrew Williams
Omar D. Conger	Alanson M. Kimball	Jeremiah M. Rusk	Charles G. Williams
Lorenzo Crounse	E. W. Leavenworth	Ezekiel S. Sampson	William B. Williams
Chester B. Darrall	John R. Lynch	C. H. Simmickson	James Wilson
John M. Davy	L. A. Mackey	A. Herr Smith	Alan Wood, jr.
Dudley C. Denison	Henry S. Magoon	Horace B. Strait	L. D. Woodworth.
Benjamin T. Eames	C. D. MacDougall		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Lyman K. Bass	Mr. Jos. C. S. Blackburn	Mr. Lucien B. Caswell
William B. Anderson	George M. Beebe	Archibald M. Bliss	Chester W. Chapin
Nathaniel P. Banks	Samuel N. Bell	John M. Bright	Alex. G. Cochran

Mr. William W. Crape
Lorenzo Danford
Resin A. DeBolt
Samuel A. Dobbins
Mark H. Dunnell
George H. Durand
John R. Eden
Albert G. Egbert
Smith Ely, Jr.
James L. Evans
Charles Foster
Lucien C. Gause
Eugene Hale
Robert Hamilton
Charles Hays
George W. Hendee
Abram S. Hewitt
George F. Hoar

Mr. Solomon L. Hoge
James H. Hopkins
John F. House
Jay A. Hubbell
Frank H. Hurd
Stephen A. Hurlbut
George A. Jenks
Thomas L. Jones
Charles H. Joyce
William S. King
Franklin Landers
Lafayette Lane
Elbridge G. Lapham
William Lawrence
William P. Lynde
John A. McMahon
Edwin R. Meade

Mr. Samuel F. Miller
William R. Morrison
Jephtha D. New
James Phelps
John F. Phillips
William A. Phillips
Henry L. Pierce
Henry O. Pratt
William J. Putman
Joseph H. Rainey
Milton S. Robinson
Miles Ross
Milton Saylor
John G. Schumaker
Julius H. Seelye
Robert Smalls
William E. Smith

Mr. Alex. H. Stephens
Thomas Swann
John K. Tarbox
Frederick H. Teece
Charles P. Thompson
Washington Townsend
Henry Waldron
Charles C. B. Walker
Ansel T. Walling
Elijah Ward
William W. Warren
William A. Wheeler
John O. Whitehouse
Peter D. Wigginton
Scott Wike
George Willard
William Woodburn.

So the rules were not suspended, and the resolution was not adopted.

Mr. Charles G. Williams, by unanimous consent, submitted the following resolution; which was read and referred to the Committee on Rules, viz:

Resolved, That the Speaker be, and he hereby is, respectfully requested to direct the Clerk in calling the roll of the House to call out the surnames of members with the prefix of "Mister," except where there are two or more of the same name, in which case he will call the name of the State, and that he will only call the christian names of members where there are two or more of the same name from the same State.

And then,

On motion of Mr. Fernando Wood, at 3 o'clock and 15 minutes p. m., the House adjourned.

TUESDAY, DECEMBER 12, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Kidder: A paper relating to the establishment of a post-route between Deadwood City, via Crook City, in the Black Hills, and Bismarck, both in Dakota Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. G. Wiley Wells: The petition of John Carruth and 41 others, residents of Mississippi, who remained loyal to the United States Government during the late war, and who lost heavily on account of its results, to have the time extended so that they can have their claims for quartermaster and commissary stores furnished to and taken and used by the United States Army adjudicated by the Court of Claims or some other tribunal that will give them relief, to the Committee on War-Claims.

By Mr. Whitthorne: The petition of sail-makers of the United States Navy, to be restored again to their former positions in charge of sail-lofts, from which they were displaced by the appointment of civilians thereto, to the Committee on Naval Affairs.

Mr. Willard, by unanimous consent, presented a memorial of officers and citizens of Washington and board of trustees of the District of Columbia Girls' Reform School, asking that the bill of the House (H. R. 3765) providing for the erection of an industrial school for girls in the District of Columbia be immediately taken from the Calendar and passed, and that present relief be provided for the classes of persons named therein; which was read, referred to the Committee on Appropriations, and ordered to be printed.

Mr. Throckmorton, by unanimous consent, submitted the following

resolution; which was read and referred to the Committee on Accounts, viz:

Resolved, That the Clerk of the House be authorized and required to pay John W. Jennings, late assistant doorkeeper, the salary of such officer from the date of his discharge, September 15, 1876, up to the day of the meeting of the second session of the Forty-fourth Congress, the 4th of December, 1876.

Mr. Buckner, by unanimous consent, introduced a joint resolution (H. Res. 169) authorizing the Secretary of War to supply blankets to the reform-school in the District of Columbia; which was read twice, referred to the Committee for the District of Columbia, and ordered to be printed.

On motion of Mr. Monroe, by unanimous consent, the bill of the Senate (S. 980) granting a pension to Irena Garrett was taken from the Speaker's table, read twice, and referred to the Committee on Invalid Pensions.

Mr. Blair, by unanimous consent, introduced a joint resolution (H. Res. 170) to amend the Constitution of the United States; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

On motion of Mr. Stevenson, by unanimous consent, the bill of the House (H. R. 1588) granting a pension to Jefferson Bowers, of Mason County, Illinois, with the amendment of the Senate thereto, was taken from the Speaker's table and the said amendment concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Stevenson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Hardenbergh, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the letter of the Secretary of War of the 6th instant, transmitting a communication from the Surgeon-General, in relation to the support of certain paupers in Providence Hospital, Washington, D. C.; and the same was referred to the Committee on Appropriations.

The regular order being demanded, the Speaker announced as the regular order of business, under rule 136, and also under the twenty-first joint rule, the bill of the House (H. R. 3635) to utilize the product of gold and silver mines, and for other purposes, the pending question being the demand for the previous question on the said bill and pending amendments.

The House having proceeded to its consideration,

Mr. Bland withdrew the demand for the previous question, and submitted the following substitute for the bill and pending amendments:

Strike out all after the enacting clause and insert the following:

That there shall be from time to time coined at the mints of the United States silver dollars of the weight of four hundred and twelve and one-half grains standard silver to the dollar, as provided for in the act of January eighteenth, eighteen hundred and thirty-seven, and that said dollar shall be a legal tender for all debts, public and private, except where payment of gold coin is required by law.

Amend the title so as to read as follows: "A bill authorizing the coinage of the standard silver dollar, and restoring its legal-tender character."

After debate,

Mr. Bland renewed the demand for the previous question;

And the question being put,

No quorum voted ;

When

Mr. Kasson, at 1 o'clock and 40 minutes p. m., moved that the House adjourn.

And the question being put,

It was decided in the negative, { Yeas 5
Nays 200
Not voting 85

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Simeon B. Chittenden Mr. Henry H. Hathorn Mr. Charles O'Neill Mr. William A. Piper.
Randall L. Gibson

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. George G. Dibrell	Mr. Edward C. Kehr	Mr. James Sheakley
William B. Anderson	Beverly B. Douglas	William D. Kelley	Otho R. Singleton
Thomas S. Ashe	George H. Durand	Alanson M. Kimball	C. H. Sinnickson
John D. C. Atkins	Milton J. Durham	J. Proctor Knott	A. Herr Smith
John C. Bagby	Benjamin T. Eames	Lucius Q. C. Lamar	Milton I. Southard
George A. Bagley	E. John Ellis	George M. Landers	William A. J. Sparks
John H. Bagley, jr.	James L. Evans	J. V. Le Moynes	William B. Spencer
John H. Baker	Charles J. Faulkner	William M. Levy	William M. Springer
William H. Baker	William H. Felton	Burwell B. Lewis	William H. Stanton
Latimer W. Ballou	Jesse J. Finley	John R. Lynch	Horace B. Strait
Henry B. Banning	William H. Forney	L. A. Mackey	William S. Stenger
Samuel N. Bell	Greenbury L. Fort	Henry S. Magoon	Adlai E. Stevenson
Henry W. Blair	Charles Foster	Levi Maish	William H. Stone
Richard P. Bland	Benjamin J. Franklin	C. D. MacDonnell	William H. H. Stowell
James H. Blount	Chapman Freeman	James W. McMill	John K. Tarbox
Andrew R. Boone	William P. Frye	William McFarland	William Terry
Tad Bradford	Benoni S. Fuller	Henry B. Metcalfe	Jacob M. Thornburgh
Nathan E. Bradley	James A. Garfield	Samuel F. Miller	John Q. Tufts
John M. Bright	Lucien C. Gause	Charles W. Milliken	Jacob Turner
John Young Brown	John M. Glover	Roger Q. Mills	Nelson H. Van Vorhes
William R. Brown	John M. Goode, jr.	Hernando D. Money	John L. Vance
Aylett H. Buckner	John R. Goodin	James Monroe	Robert B. Vance
Horatio C. Burchard	Thomas M. Gunter	Charles H. Morgan	Alfred M. Waddell
Samuel D. Burchard	Engene Hale	William H. Mutchler	John T. Wait
John H. Burleigh	Andrew H. Hamilton	Charles E. Nash	Henry Waldron
George C. Cabell	Robert Hamilton	Lawrence T. Neal	Gilbert C. Walker
John H. Caldwell	Jere Haralson	Nelson L. Norton	Alexander S. Wallace
William P. Caldwell	Aug. A. Hardenbergh	N. Holmes Odell	John W. Wallace
Alexander Campbell	Benjamin W. Harris	Addison Oliver	William Walsh
Milton A. Candler	John T. Harris	John B. Packer	William W. Warren
Joseph G. Cannon	Carter H. Harrison	Horace F. Page	Henry Watterson
Nathan T. Carr	Julian Hartridge	Henry B. Payne	Erastus Wells
Thomas J. Cason	William Hartzell	Henry L. Pierce	Richard H. Whiting
George W. Cate	Robert A. Hatcher	Thomas C. Platt	W. C. Whitthorne
Bernard G. Caulfield	William S. Haymond	Earley F. Poppleton	George Willard
Chester W. Chapin	Thomas J. Henderson	Allen Potter	Andrew Williams
John B. Clarke	Eli J. Henkle	David Rea	Alpheus S. Williams
John B. Clark, jr.	Frank Hereford	John H. Reagan	Charles G. Williams
Hiestor Clymer	Abram S. Hewitt	John Reilly	James Williams
Francis D. Collins	Goldsmith W. Hewitt	James B. Reilly	Jere N. Williams
Omar D. Conger	George F. Hoar	Americus V. Rice	William B. Williams
Philip Cook	William S. Holman	Haywood Y. Kiddle	Benjamin A. Willis
Jacob P. Cowan	Charles E. Hooker	John Robbins	William W. Withire
Samuel S. Cox	George G. Hoskins	William M. Robbins	Benjamin Wilson
Lorenzo Crounse	Andrew Humphreys	Jeremiah M. Rusk	James Wilson
David B. Culbertson	Morton C. Hunter	Ezekiel S. Sampson	Alan Wool, jr.
Augustus W. Cutler	Eppa Hunton	John S. Savage	Fernando Wood
Joseph J. Davis	Frank Jones	Alfred M. Seales	L. D. Woodward
John M. Davy	John A. Kasson	Gustave Schleicher	Jesse J. Yeates
Dudley C. Denison		Julius H. Seelye	Casby Young.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Mark H. Dunnell	Mr. Stephen A. Hurlbut	Mr. George W. McCrary
Charles H. Adams	John R. Eden	John A. Hyman	John A. McMahon
Nathaniel P. Banks	Albert G. Egbert	George A. Jenks	Edwin R. Meade
Lyman K. Bass	Smith Ely, jr.	Thomas L. Jones	William R. Morrison
George M. Beebe	Edwin Blye	Charles H. Joyce	Jontha D. New
Jos. C. S. Blackburn	John Hancock	William S. King	William J. O'Brien
Archibald M. Bliss	Charles Hays	Franklin Landers	James Phelps
Lucien B. Caswell	George W. Hendee	Lafayette Lane	John F. Phillips
Alex. G. Cochran	Benjamin H. Hill	Elbridge G. Lapham	William A. Phillips
William W. Crapo	Solomon L. Hoge	William Lawrence	Harris M. Plaisted
Lorenzo Danford	James H. Hopkins	E. W. Leavenworth	Joseph Powell
Chester B. Darrall	John F. House	Scott Lord	Henry O. Pratt
Rezin A. DeBolt	Jay A. Hubbell	John K. Luttrell	William J. Purman
Samuel A. Dobbins	Frank H. Hurd	William P. Lynde	Joseph H. Rainey

Mr. Charles B. Roberts	Mr. William E. Smith	Mr. Martin I. Townsend	Mr. G. Wiley Wells
Milton S. Robinson	Alex. H. Stephens	Washington Townsend	William A. Wheeler
Miles Ross	Thomas Swann	John R. Tucker	John D. White
Sobieski Ross	Frederick H. Teese	Charles C. B. Walker	John O. Whitehouse
Milton Saylor	Charles F. Thompson	Ansel T. Walling	Peter D. Wigginton
John G. Schumaker	Philip F. Thomas	Elijah Ward	Scott Wike
William F. Slemmons	J. W. Throckmorton	Levi Warner	William Woodburn.
Robert Smalls			

So the House refused to adjourn.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed a bill of the following title, viz :
S. 890. For the relief of John S. Logan and W. L. Shadwick ;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the House of the following titles, viz :
H. R. 2257. For the relief of J. T. McGinniss, captain of Thirteenth Infantry, United States Army ; and

H. R. 3693. Changing the name of the First National Bank of Amesbury to the First National Bank of Merrimac ;
without amendment.

The question then recurred upon seconding the demand for the previous question on the said bill (H. R. 3035) and pending amendments ;

And being put, the demand for the previous question was seconded.

The question was then put,

Shall the main question be now put ?

And it was decided in the affirmative.

So the main question was ordered.

On motion of Mr. Bland, by unanimous consent,

Ordered, That the further consideration of the said bill be postponed until after the reading of the Journal to-morrow ; and after two hours' debate thereon the main question shall be then put.

On motion of Mr. Kasson,

Ordered, That the said bill and pending amendments, together with the substitute proposed by Mr. Bland, be printed.

Mr. Holman, by unanimous consent, from the Committee on Appropriations, reported a bill (H. R. 4187) making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes ; which was read twice, committed to the Committee of the Whole House on the state of the Union, and made the special order therein for Wednesday, December 13, after the morning hour, and from day to day until disposed of, and ordered to be printed.

Mr. Kasson reserved all points of order on the said bill.

On motion of Mr. Holman, by unanimous consent, the bill of the House (H. R. 4124) to provide for the expenses of certain special committees, with the amendments of the Senate thereto, was taken from the Speaker's table and referred to the Committee on Appropriations.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz :

H. R. 1588. Granting an additional pension to Jefferson Bowers, of Mason County, Illinois ;

When

The Speaker signed the same.

The Speaker, by unanimous consent, laid before the House sundry executive and other communications ; which were severally referred and disposed of as follows, viz :

I. A letter from the Secretary of War of the 11th instant, transmitting a letter from the Quartermaster-General and a decision from the

Acting Second Comptroller of the Treasury in relation to proceeds of sales of materials, stores, or supplies to officers and soldiers of the Army, to the Committee on Appropriations.

II. A letter from the Secretary of the Interior, transmitting a communication from the Commissioner of Pensions, together with a draught of a bill to regulate attorneys' fees in pension-claims, to the Committee on Invalid Pensions.

III. A letter from the Secretary of the Navy, transmitting a copy of the report of the board of officers organized under the provisions of the act of Congress approved June 30, 1876, to examine and determine whether in their opinion any of the navy-yards can be dispensed with and abandoned, to the Committee on Naval Affairs and ordered to be printed.

IV. A letter from the Hon. Smith Ely, jr., a Representative from the State of New York, viz :

WASHINGTON, D. C., *December 11, 1876.*

SIR : I hereby tender my resignation as a Representative in Congress for the seventh congressional district of the State of New York.

Very respectfully yours,

SMITH ELY, JR.

THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

The Speaker announced that he had appointed as the special committee under the resolution adopted by the House on yesterday to examine into any alleged fraudulent registration and fraudulent voting for presidential electors and Representatives in Congress in the cities of New York, Philadelphia, Brooklyn, and Jersey City the following-named members, viz : Mr. Cox, of New York ; Mr. Rice, of Ohio ; Mr. Wadell, of North Carolina ; Mr. MacDougall, of New York ; and Mr. G. Wiley Wells, of Mississippi.

On motion of Mr. Fernando Wood, the House resolved itself into the Committee of the Whole House on the state of the Union ; and after some time spent therein the Speaker resumed the chair, and Mr. Cox reported that the committee having had under consideration the last annual message of the President of the United States, had directed him to report the following resolutions, viz :

Resolved, That so much of the annual message of the President of the United States to the two Houses of Congress at the present session, together with the accompanying documents, as relates to finances and taxation, to the public debt and public credit, be referred to the Committee of Ways and Means.

Resolved, That so much of said message and documents as relates to the necessary appropriations for carrying on the Government in its several departments, and to deficiencies in appropriations, and to deficiencies in the revenue for the maintenance and support of the Post-Office Department, and to special appropriations for the Army and Navy of the United States, to the payment of the joint commission for the adjustment of claims between the United States and Mexico, under the convention of 1868, be referred to the Committee on Appropriations.

Resolved, That so much of said message and documents as relates to the expenditures in the improvements of rivers and harbors and to commerce be referred to the Committee on Commerce.

Resolved, That so much of said message and documents as relates to the Post-Office Department, post-office, and postal service, be referred to the Committee on the Post-Office and Post-Roads.

Resolved, That so much of said message and documents as relates to

agriculture and the Department of Agriculture be referred to the Committee on Agriculture.

Resolved, That so much of said message and documents as relates to the territory of the District of Columbia be referred to the Committee for the District of Columbia.

Resolved, That so much of said message and documents as relates to the Court of Commissioners of Alabama Claims, to the necessity of throwing a greater safeguard over the method of choosing and declaring the election of President, be referred to the Committee on the Judiciary.

Resolved, That so much of said message and documents as relates to foreign affairs, to fixing the boundary upon the Pacific coast by the protocol of March 10, 1873, pursuant to the award of the Emperor of Germany, by article 34 of the treaty of Washington, to the commerce and navigation with the Ottoman government, to the awards paid to the claimants in the seizure of the steamer Montijo, to the question which lately arose with Great Britain respecting the surrender of fugitive criminals under the treaty of 1842, to the termination of the treaty of 1862 with the Ottoman government, to the joint commission for adjustment of claims between the United States and Mexico under the convention of 1868, to the payment of claims by the government of Venezuela to the citizens of the United States, to provide for the hearing and determination of the just and subsisting claims of aliens upon the Government of the United States within a reasonable limitation, and of such as may hereafter arise, to the island of Santo Domingo, to expatriation and the election of nationality, and to the necessity of legislation concerning the marriages of American citizens contracted abroad, and concerning the status of American women who may marry foreigners, and of children born of American parents in a foreign country, be referred to the Committee on Foreign Affairs.

Resolved, That so much of said message and documents as relates to the employment of the Army against eight certain wild bands of the Sioux Indian Nation, to the extension of time to the commission constituted under the act of July 24, 1876, to complete their report on the re-organization and reform of the Army, to the employment of the increase of the cavalry force of the Army by the act of August 15, 1876, to the transfer of claims under the act of July 4, 1864, for supplies taken by the Army during the war, be removed from the offices of the Quartermaster and Commissary Generals, and transferred to the Southern Claims Commission, to the sanction of Congress of an annuity fund for the benefit of the families of deceased officers, and for the permanent organization of the Signal-Service, to the concentration of the manufacturing operations of the Ordnance Department to three arsenals and an armory, and that the remaining arsenals be sold and the proceeds applied to this object by the Ordnance Department, be referred to the Committee on Military Affairs.

Resolved, That so much of said message and documents as relates to the Navy of the United States be referred to the Committee on Naval Affairs.

Resolved, That so much of said message and documents as relates to the management of Indian affairs be referred to the Committee on Indian Affairs.

Resolved, That so much of said message and documents as relates to the troubles on the Texas frontier be referred to the Select Committee on the Texas Frontier Troubles.

Resolved, That so much of said message and documents as relates to

the international exhibition held in Philadelphia be referred to the Select Committee on the Centennial Celebration.

Mr. Wood demanded the previous question; which was seconded and the main question ordered, and under the operation thereof the resolutions were agreed to.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Hale, from the Committee on Appropriations, reported a bill (H. R. 4188) making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes; which bill was read twice, committed to the Committee of the Whole House on the state of the Union, and made the special order therein for Thursday, December 14, after the morning hour, and from day to day thereafter until disposed of, and ordered to be printed.

Mr. Conger reserved all points of order on the said bill.

And then,

On motion of Mr. Holman, at 2 o'clock and 25 minutes p. m., the House adjourned.

WEDNESDAY, DECEMBER 13, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Cutler: The petition of the Good Templers of Burlington County, New Jersey, for the appointment of a commission of inquiry concerning the alcoholic liquor traffic, to the Committee on the Judiciary.

By Mr. Faulkner: The petition of Allen C. Hammond, for compensation for property taken for public uses, to the Committee on War-Claims.

By Mr. Garfield: The petition of G. Chandler, Thomas E. King, and other citizens of Wilmington, Delaware, for the appointment of a commission of inquiry concerning the alcoholic liquor traffic, to the Committee on the Judiciary.

Also, the petition of Rear-Admiral R. N. Stembel, United States Navy, to be allowed the pay of a rear-admiral in the United States Navy from the date of his promotion from the rank of commodore to that of rear-admiral, to the Committee on Naval Affairs.

By Mr. Robert Hamilton: A paper relating to the establishment of a post-route from Pattenburgh, in the county of Hunterdon, to Norton, New Jersey;

By Mr. Goldsmith W. Hewitt: A paper relating to the establishment of a post-route from Detroit, Sanford County, to Allen's Factory, Marion County, Alabama; to the Committee on the Post-Office and Post-Roads.

By Mr. Hunton: The petition of Lewis Shumate for a rehearing of his claims disallowed by the Southern Claims Commission, to the Committee on War-Claims.

By Mr. Mackey: The petition of David Allen, of Company C, Second United States Artillery, for an appropriation to pay him for services rendered in the office of the Adjutant-General in the year 1873, to the Committee on Appropriations.

By Mr. Thornburgh: The petition of William Darnel, late second lieutenant Company G, Fourth Tennessee Cavalry, for pay for services from February 1 to August 8, 1863, to the Committee on Military Affairs.

Also, the petition of James W. Anderson, executor of the estate of

John W. Anderson, of Montgomery County, Maryland, for compensation for timber taken from his lands near Great Falls, on the Potomac River, by United States troops, to the Committee on War-Claims.

Mr. Fort, by unanimous consent, from the Committee on Accounts, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Coinage, Weights, and Measures be allowed a clerk, to be appointed by Hon. Alexander H. Stephens, chairman of said committee, and paid out of the contingent fund of the House, and that said clerk shall not be counted as one of the number to which the House has been limited.

Mr. Fort moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Stephens, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay out of the contingent fund to John T. Chauncey, for his services for the time employed, at the rate of \$3.60 per day.

Mr. Stephens moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Southard, by unanimous consent,

Ordered, That the bill of the House (H. R. 3922) to provide for the organization of the Territory of Oklahoma, and for the better protection of the Indian tribes therein, be made the special order for Wednesday, January 17, after the morning hour, and from day to day until disposed of, not to interfere with the general appropriation bills.

Mr. Fort, by unanimous consent, submitted an amendment in the nature of a substitute to the said bill.

Ordered, That the said bill and proposed substitute be printed.

The regular order being demanded, the Speaker announced as the regular order of business the bill of the House (H. R. 3635) to utilize the product of gold and silver mines, on which bill and pending amendments the main question had been ordered to be put after two hours' debate thereon, to commence after the reading of the Journal.

After debate,

The question was put, first upon the substitute submitted by Mr. Bland for the said bill and pending amendments; which substitute is as follows, viz:

H. R. 4189. A bill authorizing the coinage of the standard silver dollar, and restoring its legal-tender character.

That there shall be, from time to time, coined at the mints of the United States, silver dollars of the weight of $412\frac{1}{2}$ grains standard silver to the dollar, as provided for in the act of January 18, 1837; and that said dollar shall be a legal tender for all debts, public and private, except where payment of gold coin is required by law.

And the question being put,

Shall the substitute be adopted?

I was decided in the affirmative.

So the substitute (H. R. 4189) was adopted.

Mr. Kasson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time.

The question was then put,
Shall the bill pass?

And it was decided in the affirmative, { Yeas 168
Nays 53
Not voting 68

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Milton J. Durham	Mr. E. W. Leavenworth	Mr. William A. J. Sparks
William B. Anderson	E. John Ellis	Burwell B. Lewis	William B. Spencer
Thomas S. Aabe	James L. Evans	John K. Luttrell	William M. Springer
John D. C. Atkins	Charles J. Faulkner	William P. Lynde	William H. Stanton
John C. Bagby	William H. Folton	L. A. Mackey	Horace B. Strait
John H. Bagley, jr.	Jesse J. Finley	Henry S. Magoon	William S. Stenger
John H. Baker	William H. Forney	George W. McCrary	Adlai E. Stevenson
Henry B. Banning	Greenbury L. Fort	James W. McDill	William H. Stone
Richard P. Bland	Charles Foster	William McFarland	William H. H. Stowell
James H. Blount	Benjamin J. Franklin	Charles W. Milliken	Thomas Swann
Andrew R. Boone	Benoni S. Fuller	Roger Q. Milla	Frederick H. Teese
Taul Bradford	John M. Glover	Hernando D. Money	William Terry
Nathan B. Bradley	John Goode, jr.	James Monroe	Jacob M. Thornburgh
John M. Bright	Thomas M. Gunter	Charles H. Morgan	J. W. Throckmorton
John Young Brown	Andrew H. Hamilton	William Mutchler	Martin I. Townsend
William R. Brown	Robert Hamilton	Lawrence T. Neal	John Q. Taft
Aylett H. Buckner	John Hancock	N. Holmes Odell	Jacob Turney
Horatio C. Burchard	Aug. A. Hardenbergh	Addison Oliver	Nelson H. Van Vorhes
Samuel D. Burchard	Henry R. Harris	Horace F. Page	John L. Vance
George C. Cabell	John T. Harris	Henry B. Payne	Robert B. Vance
John H. Caldwell	Carter H. Harrison	William A. Phillips	Alfred M. Waddell
William P. Caldwell	Julian Hartridge	William A. Piper	Henry Waldron
Alexander Campbell	William Hartzell	Earley F. Poppleton	Gilbert C. Walker
Joseph G. Cannon	Robert A. Hatcher	Joseph Powell	Alexander S. Wallace
Nathan T. Carr	Henry H. Hathorn	David Rea	John W. Wallace
Thomas J. Cason	William S. Haymond	John H. Reagan	William Walsh
Lucien B. Caswell	Thomas J. Henderson	John Reilly	Henry Watterson
George W. Cato	Eli J. Henkle	James B. Kelly	Ernest Wells
Bernard G. Caulfield	Frank Hereford	Americus V. Rice	G. Wiley Wells
John B. Clarke	Goldsmith W. Hewitt	Haywood Y. Riddle	John D. White
John B. Clark, jr.	William S. Holman	John Robbins	Richard H. Whiting
Hester Clymer	Charles E. Hooker	William M. Robbins	W. C. Whithorne
Francis D. Collins	Andrew Humphreys	Charles E. Roberts	George Willard
Omar D. Conger	Morton C. Hunter	Jeremiah M. Rusk	Andrew Williams
Philly Cook	Eppe Hutton	Ezekiel S. Sampson	Charles G. Williams
Jacob P. Cowan	William D. Kelley	John S. Savage	Jere N. Williams
Samuel S. Cox	Alanson M. Kimball	Alfred M. Seales	William B. Williams
Lorenzo Crounse	J. Proctor Knott	James Sheakley	Benjamin Wilson
David B. Culberson	Lucius Q. C. Lamar	Otho R. Singleton	James Wilson
Augustus W. Cutler	Franklin Landers	William F. Slemmons	L. D. Woodworth
Joseph J. Davis	George M. Landers	William E. Smith	Jesse J. Yeates
George G. Dibrell	Lafayette Lane	Milton I. Southard	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. William P. Frye	Mr. William M. Levy	Mr. Thomas C. Platt
George A. Bagley	James A. Garfield	John R. Lynch	Allen Potter
William H. Baker	Randall L. Gibson	Levi Maish	John G. Schumaker
Latimer W. Ballou	Eugene Hale	C. D. MacDougall	Julius H. Seelye
Samuel N. Bell	Jere Haralson	Henry B. Metcalfe	C. H. Sinnickson
Henry W. Blair	Benjamin W. Harris	Samuel F. Miller	A. Herr Smith
John H. Burleigh	Abram S. Hewitt	Charles E. Nash	John K. Tarbox
Milton A. Candler	George F. Hoar	Nelson I. Norton	John T. Wait
Simon B. Chittenden	George G. Hoskins	William J. O'Brien	William W. Warren
James M. Davy	Frank H. Hurd	Charles O'Neill	Alpheus S. Williams
Dudley C. Denison	Frank Jones	John B. Packer	Benjamin A. Willis
Benjamin T. Eames	John A. Kasson	Henry L. Pierce	Alan Wood, jr.
Edwin Flye	Edward C. Kehr	Harris M. Plaisted	Fernando Wood.
Chapman Freeman			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Albert G. Egbert	Mr. William Lawrence	Mr. Robert Smalls
Nathaniel P. Banks	Lucien C. Gause	J. V. Le Moyné	Alex. H. Stephens
Lynman K. Baas	John R. Goodin	Scott Lord	Charles P. Thompson
George M. Beebe	Charles Hays	John A. McMahon	Philip F. Thomas
Jos. C. S. Blackburn	George W. Hendee	Edwin R. Meade	Washington Townsend
Archibald M. Bliss	Benjamin H. Hill	William R. Morrison	John R. Tucker
Chester W. Chapin	Solomon L. Hoge	Jeptha D. New	Charles C. B. Walker
Alex. G. Cochrane	James H. Hopkins	James Phelps	Ansel T. Walling
William W. Crapo	John F. House	John F. Phillips	Elijah Ward
Lorenzo Danford	Jay A. Hubbell	Henry O. Pratt	Levi Warner
Chester B. Darrall	Stephen A. Hurlbut	William J. Purman	William A. Wheeler
Rezin A. DeBolt	John A. Hyman	Joseph H. Rainey	John O. Whitehouse
Samuel A. Dobbins	George A. Jenks	Milton S. Robinson	Peter D. Wigginton
Beverly B. Douglas	Thomas L. Jones	Miles Ross	Scott Wike
Mark H. Dunnell	Charles H. Joyce	Sobieski Ross	James Williams
George H. Durand	William S. King	Milton Saylor	William W. Wileshire
John R. Eden	Elbridge G. Lapham	Gustave Schleicher	William Woodburn.

So the bill was passed.

Mr. Bland moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed a joint resolution (S. R. 29) extending the time for the making of a report by the Army commission created by the act of July 24, 1876, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have disagreed to the amendment of the House to the bill of the Senate (S. 185) to amend sections 533, 556, 571, and 572 of the Revised Statutes, relating to courts in Arkansas and other States.

The regular order being demanded, the Speaker announced as the regular order of business the bill of the House (H. R. 4075) to amend an act entitled "An act to amend an act entitled 'An act to aid in the construction of a railroad and telegraph line from the Missouri River to the Pacific Ocean, and to secure to the Government the use of the same for postal, military, and other purposes,' approved July 1, 1862," approved July 2, 1864.

The House having proceeded to its consideration,

After debate,

Mr. Crounse demanded the previous question, and the House refused to second the same.

Mr. Glover thereupon submitted an amendment to the said bill, as follows, viz :

Strike out of section 1 lines 20, 21, and 22, and insert the following words :

That the lands granted to the Burlington and Missouri River Railroad by section nineteen of the act above mentioned shall not be located beyond or outside of a line of ten miles on each side of said road, and that the lands outside of said ten miles on each side of said road which may have been conveyed by the United States to said railroad company shall be reconveyed by said railroad company to the United States, except such lands as may have been sold and conveyed prior to the passage of this act ; and that for such lands the sum of one dollar and twenty-five cents per acre shall be paid into the United States Treasury. And this provision shall be complied with by said railroad company before any of the other provisions of this act shall take effect or be in force : And provided further, That the lands granted to the said Burlington and Missouri River Railroad Company by the United States shall be subject to the same conditions in regard to the sale of such lands as are imposed upon the Union Pacific Railroad Company and branches.

Mr. Frye submitted amendments as follows, viz :

Insert after "eighteen hundred and sixty-four," in line 22, section 1, the following :

Except that the lands received by the said grant to the said Burlington and Missouri River Railroad Company in Nebraska shall be subject to the operation of section three of said act of July first, eighteen hundred and sixty-two, in like manner as the land granted by Congress to the Union Pacific Railroad Company and branches.

Strike out all after the word "said," in line 3, section 2, to and including the word "Nebraska," in line 6, and insert :

Burlington and Missouri River Railroad Company in Nebraska may operate its line in connection with the said Union Pacific Railroad ; and all railroad companies whose roads now connect with or may hereafter

connect with the said Burlington and Missouri River Railroad in Nebraska shall have and enjoy all the rights, privileges, and immunities in respect to rates, time, and transportation over the said Burlington and Missouri River Railroad in Nebraska that are conferred upon the said Burlington and Missouri River Railroad in Nebraska in respect to the Union Pacific Railroad, by this act.

Mr. Holman submitted an amendment, as follows, viz:

But if the said company shall decline to accept the other provisions of this act, the provisions aforesaid shall still be in full force; and the issue of patents to said company for lands outside of the said ten-mile limit is hereby declared to be illegal and void; but the patents for lands heretofore sold by said company situate outside of said limits shall be legalized by the payment aforesaid.

Mr. Kasson submitted an amendment, as follows, viz:

Strike out after the word "discrimination," in line 3, section 2, to the word "for," in line 6, and insert the word that; and insert in line 8, after the word "railroad," the words at or for points on their said line in Nebraska.

And then,

On motion of Mr. Glover,

Ordered, That the bill and pending amendments be recommitted to the Committee on the Judiciary and printed.

Mr. Glover demanded the previous question thereon; which was seconded and the main question ordered, and under the operation thereof the motion was agreed to.

So the motion to recommit and print was agreed to.

Mr. Glover moved to reconsider the vote by which the bill was recommitted to the committee, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the House of the following titles:

H. R. 2257. A bill for the relief of J. T. McGinniss, captain of Thirtieth Infantry United States Army.

H. R. 3693. A bill changing the name of the First National Bank of Amesbury to the First National Bank of Merrimac.

Mr. Plaisted, from the same committee, reported that the committee had examined and found truly enrolled a bill of the Senate of the following title, viz:

S. 1057. A bill to provide for engraving and printing the portrait of the late Hon. Henry H. Starkweather, of Connecticut.

The Speaker announced that he had made appointments to fill vacancies on the standing committees of the House as follows, viz:

Mr. Abbott, of Massachusetts, on Public Buildings and Grounds, *vice* Mr. Ely.

Mr. Carr, of Indiana, on Private Land-Claims, *vice* Mr. Parsons.

Mr. Benjamin Wilson, of West Virginia, of Elections, *vice* Mr. Beebe.

Mr. Riddle, of Tennessee, on Invalid Pensions, *vice* Mr. Wilson.

Mr. Culberson, of Texas, on Mileage, *vice* Mr. Walls.

Mr. Humphreys, of Indiana, on Accounts, *vice* Mr. Williams.

Mr. Finley, of Florida, on Railways and Canals, *vice* Mr. Meade.

Mr. Flye, of Maine, on Railways and Canals, *vice* Mr. Frost.

Mr. Warner, of Connecticut, on Coinage, Weights, and Measures, *vice* Mr. Parsons.

Mr. Franklin, of Missouri, on Expenditures in the Treasury Department, *vice* Mr. Ely.

Mr. Le Moyne, of Illinois, on Expenditures in the Department of Justice, *vice* Mr. Meade.

Mr. Stanton, of Pennsylvania, on Expenditures in the War Department, *vice* Mr. Clymer.

Mr. Sayler, of Ohio, on Rules, *vice* Mr. Blaine.

Mr. James Wilson, of Iowa, on Rules, *vice* Mr. Randall.

Mr. Watterson, of Kentucky, of Ways and Means, *vice* Mr. Blaine.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of State, communicating, in pursuance of law, a statement relative to the disbursements of the contingent fund of that Department for the year ending June 30, 1876; which was referred to the Committee on the Expenditures in the State Department and ordered to be printed.

On motion of Mr. Lamar, by unanimous consent,

Ordered, That the bill of the House (H. R. 472) amendatory of and supplementary to the act entitled "An act to incorporate the Texas Pacific Railroad Company, and to aid in the construction of its road, and for other purposes," approved March 3, 1871, and the act supplementary thereto, approved May 2, 1872, and the act entitled "An act granting lands to aid in the construction of a railroad and telegraph line from the States of Missouri and Arkansas to the Pacific Ocean," approved July 27, 1866, be printed, with sundry amendments proposed in the Committee on the Pacific Railroad.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Darrall, for 20 days, from the 15th instant; and

To Mr. Smalls, for 10 days.

And then,

On motion of Mr. Cox, at 4 o'clock and 5 minutes p. m., the House adjourned.

THURSDAY, DECEMBER 14, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Chittenden : The petition of the New York Temperance Society, J. N. Stearns, president, that the House of Representatives concur in the passage of the Senate bill to provide for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee of Ways and Means.

By Mr. Gibson : The petition of Mrs. Emily B. Amory, wife of Charles B. Amory, late captain in the United States Army, for property taken and supplies furnished the United States Army, to the Committee on War-Claims.

Mr. Kidder : A paper relating to the establishment of a post-route from Glenwood, via Kidder and Brooklyn, to Tumerall, Dakota Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. McFarland : The petition of Joseph W. White, late a private in Company G, Fourth Regiment Tennessee Volunteer Infantry, for a pension, to the Committee on Invalid Pensions.

By Mr. Roberts : The petition of William Bowen, that the Commissioners for the District of Columbia be directed to reconsider his claim for work and labor done under contract with said Commissioners, and allow him an additional sum claimed to be due him, to the Committee for the District of Columbia.

By Mr. Seelye : The petition of James M. Jones, Edward H. Walton, and other citizens of Wilmington, Delaware, for the appointment of a commission to inquire concerning the alcoholic liquor traffic ;

By Mr. Robert B. Vance : The petition of William H. Bradford, Wil-

liam T. Davis, and other citizens of Wilmington, Delaware, of similar import;
to the Committee of Ways and Means.

By Mr. James Williams: The petition of Thomas M. Corkle, jr., Julius Dodd, and other citizens of Wilmington, Delaware, of similar import, to the Committee on the Judiciary.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Stephens: A bill (H. R. 4190) to promote the establishment of the metric system of coinage in the gold coins of the United States of America, to the Committee on Coinage, Weights, and Measures.

By Mr. Willis: A bill (H. R. 4191) to provide for existing national banking associations becoming stockholders in any newly-organized national bank, to the Committee on Banking and Currency.

On motion of Mr. Eames, by unanimous consent, the bill of the Senate (S. 492) making an appropriation for the erection of a light-house and fog-bell on Whale Rock, at the entrance of Narragansett Bay, was taken from the Speaker's table, read twice, and referred to the Committee on Commerce.

On motion of Mr. Hoar, by unanimous consent,

Ordered, That the House, upon the reception of the resolution from the Senate on Tuesday next in relation to the memorial statues of John Winthrop and Samuel Adams, presented by the State of Massachusetts, do immediately proceed to the consideration of said resolution.

Mr. Roberts, by unanimous consent, from the Committee on Accounts, submitted a report in writing, viz:

The Committee of Accounts, to whom was referred the following resolution: "*Resolved*, That the Committee of Accounts be, and they are hereby, instructed to designate the committees of this House which are entitled to clerks under the act of August 15, 1876, and report to this House," respectfully state that they have considered said resolution, and designate the following committees as entitled to clerks in the manner hereinafter indicated:

1. To the Committee of Elections a clerk.
2. To the Committee on Banking and Currency a clerk, who shall also act as clerk to the Committee on Expenditures in the Treasury Department.
3. To the Committee on Commerce a clerk.
4. To the Committee on the Post-Office and Post-Roads a clerk.
5. To the Committee for the District of Columbia a clerk.
6. To the Committee on the Judiciary a clerk.
7. To the Committee on Indian Affairs a clerk.
8. To the Committee on Education and Labor a clerk, who shall also act as clerk to the Committee on Expenditures in the State Department.
9. To the Committee on Manufactures and the Committee on Agriculture jointly one clerk, who shall act as clerk to the Committee on the Militia.
10. To the Committee on Naval Affairs a clerk.
11. To the Committee on Military Affairs a clerk.
12. To the Committee on Foreign Affairs a clerk.
13. To the Committee on Territories a clerk, who shall also act as clerk to the Committee on Expenditures on Public Buildings.
14. To the Committee on Private Land-Claims a clerk, who shall also act as clerk to the Committee on Railways and Canals.
15. To the Committee on Revolutionary Pensions a clerk, who shall also act as clerk to the Committee on the Pacific Railroad.

16. To the Committee on Patents a clerk.
17. To the Committee on Public Buildings and Grounds a clerk, who shall also act as clerk to the Committee on Public Expenditures.
18. To the Committee on Accounts a clerk.
19. To the Joint Committee on Printing a clerk, who shall also act as clerk to the Committee on Expenditures in the Post-Office Department.
20. To the Committee on the Revision of the Laws of the United States, and the Committee on Mines and Mining, and the Committee on Expenditures in the Navy Department, jointly one clerk.
21. To the Committee on Expenditures in the Department of Justice, and the Committee on Expenditures in the Interior Department, and the Committee on Expenditures in the War Department, jointly one clerk.

Mr. Roberts demanded the previous question on the adoption of the said report; which was seconded and the main question ordered, and under the operation thereof the same was agreed to.

Mr. Roberts moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Powell, by unanimous consent, from the same committee, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That one messenger be added to the list of messengers under the Doorkeeper of the House, to be assigned for duty to the room of the official reporters of debates, which room is now unattended to.

Mr. Powell moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Teese: A bill (H. R. 4192) for the relief of Horace B. Gardner, of Newark, New Jersey;

By Mr. Hartridge: A bill (H. R. 4193) for the relief of H. F. Willink; to the Committee on War-Claims.

By Mr. Samuel D. Burchard: A bill (H. R. 4194) for the relief of Robert V. Bogart, of Beaver Dam, Wisconsin, to the Committee of Claims.

By Mr. Robert B. Vance: A bill (H. R. 4192) for the relief of Marcus Erwin, of North Carolina, to the Committee on Indian Affairs.

By Mr. Watterson: A bill (H. R. 4196) to promote the education of the blind, to the Committee on Education and Labor.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of bills of the House of the following titles, and of sundry petitions and executive communications, and the same were referred as follows, viz:

H. R. 3909. A bill for the relief Columbus Reid, of Louisiana;

H. R. 3662. A bill for the relief of James Dickson;

H. R. 3744. A bill for the relief of Dr. John H. Long;

Petitions of John Carruth and others, of Mississippi, and of Thomas G. Morgan, of California, for compensation for losses sustained during the war;

to the Committee on War-Claims.

Letter of the Secretary of War, of the 26th of May, 1876, in relation to the bill of the House (H. R. 2257) for the relief of Captain J. T. McGinniss, Thirteenth Infantry, to the Committee on Military Affairs.

Letter from the Secretary of the Interior, transmitting papers in the

Indian depredation claim of the heirs of Abel Lee, to the Committee on Indian Affairs.

H. R. 4175. A bill for the relief of the widow of Captain Christopher M. Haile, United States Army, to the Committee on Invalid Pensions.

Mr. Alpheus S. Williams, by unanimous consent, from the Committee on Military Affairs, to which was referred the bill of the House (H. R. 1938) to restore Thomas J. Spencer, late first lieutenant Tenth United States Cavalry, to his former rank in the Army, reported the same with a substitute therefor, (H. R. 4198,) to restore Thomas J. Spencer to his former rank in the Army.

Ordered, That the said bill be read twice, committed to a Committee of the Whole House, and, with the accompanying report, be printed.

Mr. Throckmorton, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Secretary of War be requested to furnish a statement to this House showing the number of regiments or companies of troops now stationed at Fort Sill, in the Indian Territory, and at Forts Richardson and Griffin, in Texas, and the number of enlisted men and officers at each of said posts.

Mr. Throckmorton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, from the Committee on the Judiciary, to which was referred the resolution submitted by Mr. McCrary on the 7th instant, in relation to the proper mode of counting the electoral vote, submitted a report in writing in relation thereto, accompanied by the following preamble and resolutions, viz:

Whereas there are differences of opinion as to the proper mode of counting the electoral votes for President and Vice-President, and as to the manner of determining questions that may arise as to the legality and validity of returns made of such votes by the several States;

And whereas it is of the utmost importance that all differences of opinion and all doubt and uncertainty upon these questions should be removed, to the end therefore that the votes may be counted and the result declared by a tribunal whose authority none can question and whose decision all will accept as final: Therefore,

Resolved, That a committee of seven members of this House be appointed by the Speaker, to act in conjunction with any similar committee that may be appointed by the Senate, to prepare and report without delay such a measure, either legislative or constitutional, as may in their judgment be best calculated to accomplish the desired end, and that said committee have leave to report at any time.

Resolved, That a committee of seven members be appointed by the Speaker of this House to ascertain and report what are the privileges, powers, and duties of the House of Representatives in counting the votes for President and Vice-President of the United States, and that said committee have leave to report at any time.

Mr. Knott demanded the previous question on the adoption of the said preamble and resolutions; which was seconded and the main question ordered, and under the operation thereof the same were agreed to.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Erastus Wells, from the Committee on Appropriations, reported a bill (H. R. 4197) to provide for the payment of the electoral messen-

gers, which was read twice, ordered to be engrossed and read a third time, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Wells moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Roberts, by unanimous consent, introduced a bill (H. R. 4199) to provide for the payment of a full month's wages to certain of the employes of the Bureau of Engraving and Printing permanently discharged February last, 1876; which was read twice, referred to the Committee on Appropriations, and ordered to be printed.

The regular order being demanded, the Speaker announced the regular order of business to be the morning hour, and the first business therein the consideration of the resolution submitted by Mr. Le Moyne in the morning hour on the 8th instant, on the call for resolutions from members of each State and Delegate from each Territory, viz:

Whereas serious differences of opinion may arise between members of the two houses of Congress as to their jurisdiction and powers in joint session in counting the electoral vote, and the questions involved being questions of law:

Resolved, That the Senate be requested to appoint a committee, to act with a committee of five to be appointed by the Speaker of this House, in presenting to the Supreme Court such questions as either of said committee may deem important in the premises, and in asking the members of the Supreme Court to give to Congress an opinion thereon.

Mr. Fernando Wood raised the question of consideration;

And the question being put,

Will the House now consider the resolution?

It was decided in the negative.

So the House refused to consider at this time the said resolution.

The House then proceeded to the consideration of the following resolution, submitted by Mr. James Wilson on the same day, as next in order, viz:

Resolved, That the Committee on Printing be instructed to report a joint resolution providing for the printing of the Report of the Commissioner of Agriculture for the year 1876;

And the question being put,

Will the House agree to the said resolution?

It was decided in the affirmative.

So the resolution was agreed to.

Mr. James Wilson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Bradley, by unanimous consent, from the Committee of Claims, to which was referred the bill of the House (H. R. 717) to reimburse W. L. Robinson, late postmaster at Galesville, New York, reported the same adversely, accompanied by a report in writing thereon.

On motion of Mr. Martin I. Townsend,

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Hereford, from the Committee on Commerce, to which was referred the bill of the Senate (S. 745) to authorize the Secretary of the Treasury to issue a register and change the name of the brig A. S. Pennell to the City of Moulé, reported the same without amendment.

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hereford, from the same committee, to which was referred the bill of the Senate (S. 105) for the relief of Dickson Shinault, late assistant keeper of the light-vessel at Wolf-Trap light-station, in the State of Virginia, reported the same without amendment.

Ordered, That the said bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hereford moved to reconsider the votes by which the aforesaid bills were passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Felton, from the same committee, to which was referred the bill of the House (H. R. 1874) granting a new register to the schooner Undine, reported the same with an amendment; which was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

On motion of Mr. Felton,

Ordered, That the title be amended so as to read as follows, viz: "A bill granting a new register to the schooner Carteret."

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Felton moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. John B. Clark, jr., from the Committee on the Post-Office and Post-Roads, to which was referred the bill of the House (H. R. 3628) to establish post-routes, with the amendments of the Senate thereto, reported the same, recommending concurrence in all the amendments relating to post-routes numbered from 1 to 603, inclusive, and non-concurrence in the amendments numbered 604 and 605.

The House having proceeded to their consideration,

The amendments of the Senate numbered respectively from 1 to 603, inclusive, were severally concurred in.

The amendments of the Senate numbered 604 and 605 were severally non-concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. John B. Clark, jr., moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Hancock, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 3256) for the relief of John F. Sutherlin & Brother, of Indiana, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Hancock, the same committee was discharged from the further consideration of the bill of the House (H. R. 764) for the relief of Pinkney Rollins, and the same was laid on the table and the accompanying report ordered to be printed.

Mr. Hancock moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. William M. Robbins, by unanimous consent, from the Committee of Claims, to which was referred the bill of the House (H. R. 1463) for the relief of William H. Gray, reported the same without amendment, accompanied by a report in writing.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries; which was handed in at the Speaker's table.

Subsequently

The Speaker, by unanimous consent, laid the said message before the House, which was read, as follows, viz:

To the House of Representatives:

In answer to a resolution of the 7th instant of the House of Representatives, asking to be informed whether any, and what, negotiations have or are being made with the Sioux Indians for their removal to the Indian Territory, and under what authority the same has been and is being done, I submit herewith a report received from the Secretary of the Interior, which contains, it is believed, all the information in possession of his Department touching the matter of the resolution.

U. S. GRANT.

EXECUTIVE MANSION, December 14, 1876.

On motion of Mr. Mills,

Ordered, That the said message and accompanying document be referred to the Committee on Indian Affairs and printed.

And then,

On motion of Mr. Holman, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the Chair, and Mr. Cox reported that the committee having had under consideration the bill of the House (H. R. 4187) making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes, had come to no resolution thereon.

Mr. Plaisted, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the House numbered respectively as follows, viz: H. R. 648, H. R. 1075, H. R. 1503, and H. R. 1581.

And then,

On motion of Mr. Reagan, at 4 o'clock and 30 minutes p. m., the House adjourned.

FRIDAY, DECEMBER 15, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Banning: The petition of William Moseley, late a hospital steward, United States Army, that the cause of his discharge from the service before the term of his enlistment expired be investigated, to the Committee on Military Affairs.

By Mr. Frye: The petition of Z. James Belt, John B. Price, and other citizens of Wilmington, Delaware, for a commission of inquiry concerning the alcoholic liquor traffic;

Also, the petition of C. K. True, D. D., and other Methodist Episcopal clergymen of the preachers' meeting of New York City, of similar import; to the Committee on the Judiciary.

By Mr. Maish: The petition of A. H. Jenks, of York, Pennsylvania,

late a private in Company E, One hundred and thirty-sixth Regiment United States Army, for a pension;

By Mr. Mackey: The petition of Frederick Hoffman, late a private in Company H, Fourteenth Regiment United States Infantry, to be restored to the pension-rolls;
to the Committee on Invalid Pensions.

By Mr. O'Brien: The petition of William T. Malsters, of Baltimore, Maryland, to have paid to him out of the Treasury \$3,000 retained as fines for not completing the construction of the United States steamer Laurel within the time required by the contract;

By Mr. William M. Robbins: The petition of citizens of North Carolina, complaining of abuses by United States revenue officers, and asking a change in the revenue laws;
to the Committee of Ways and Means.

By Mr. Van Vorhes: The petition of Catharine Sheets, of McConnellsville, Ohio, widow of Daniel Sheets, late captain Company C, Seventeenth Regiment Ohio Volunteer Infantry, for a pension for herself and her minor son, Willie Sheets;

Also, the petition of Civilla Shaffer, who was the wife of Emery D. Whitehair, deceased, late a private in Company F, Third Regiment West Virginia Infantry, of Amos Whitehair, and of the guardian of Eliza J. Whitehair, that a pension be granted to said Amos and Eliza Whitehair from the date of the death of said Emery D. Whitehair until they arrive at the age of sixteen years;

By Mr. James Williams: The petition of Philip Henry, late a private Third Regiment Delaware Infantry, for a pension;
to the Committee on Invalid Pensions.

By Mr. Fernando Wood: The petition of the National Temperance Society, (William E. Dodge, president; J. N. Stearns, secretary,) that the House of Representatives concur in the passage of the Senate bill to provide for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee on the Judiciary.

Mr. Swann, by unanimous consent, from the Committee on Foreign Affairs, reported a joint resolution (H. Res. 171) in reference to the congratulations from the republic of Pretoria, South Africa; which was read twice.

The House having proceeded to its consideration,

Ordered, That the said joint resolution be engrossed and read a third time.

Being engrossed, the joint resolution was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Swann also, by unanimous consent, from the same committee, reported a joint resolution (H. Res. 172) relating to congratulations from the Argentine Republic; which was read twice.

The House having proceeded to its consideration,

Ordered, That the said joint resolution be engrossed and read a third time.

Being engrossed, the joint resolution was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Swann moved to reconsider the votes by which the said joint resolutions were passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Tarbox, by unanimous consent, the bill of the Sen-

ate (S. 436) for the relief of the legal representatives of William S. Robinson, of Malden, Massachusetts, was taken from the Speaker's table, read twice, and referred to the Committee of Claims.

Mr. Tarbox moved to reconsider the vote just taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. R. B. Vance, by unanimous consent, submitted the following resolution; which was read and referred to the Committee on Accounts, viz:

Resolved, That the Clerk of the House of Representatives be, and he is hereby, authorized and directed to pay out of the contingent fund, to the following-named persons, who have been employed at piece-work in the folding-room of the House from September 1, 1876, the same amount per annum, less 10 per cent., as was paid the same class of employés of the Forty-third Congress, from the above date to December 15, 1876: C. L. Freeman, W. W. Lester, N. Dawson, W. H. Minix, Patrick Jordan, C. T. Lewis, W. F. Weeks, J. H. Walters, J. N. Wiggins, Allen Wood, C. W. C. Dunnington, J. M. Buchanan, B. E. Hambleton, S. M. Freeman, J. L. Knight, H. T. Murry.

Mr. Charles C. B. Walker, by unanimous consent, introduced a bill (H. R. 4200) granting a pension to Henry Hadley, late a private Company G, Eighty-sixth Regiment of New York Volunteer Infantry; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

Mr. Kehr, by unanimous consent, from the Committee on Commerce, to which was referred the bill of the House (H. R. 2278) to change the name of the port of entry of the district of the Teche, in Louisiana, from Brashear to Morgan City, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the said bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Kehr moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Roberts, by unanimous consent, introduced a bill (H. R. 4201) for the relief of William Bowen, of the District of Columbia; which was read twice, referred to the Committee for the District of Columbia, and ordered to be printed.

On motion of Mr. Rea, by unanimous consent, the bill of the Senate (S. 890) for the relief of John S. Logan and W. L. Shadwick, was taken from the Speaker's table, read twice, and referred to the Committee of Claims.

Mr. Rea moved to reconsider the vote just taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Buckner: A bill (H. R. 4202) to amend the charter of the Mutual Fire-Insurance Company of the District of Columbia, to the Committee for the District of Columbia.

By Mr. Erastus Wells: A bill (H. R. 4203) for the relief of the legal representatives of Charles M. McCord and Reuben McCord, to the Committee on Naval Affairs.

Mr. Goode, by unanimous consent, introduced a bill (H. R. 4204) to

remove the political disabilities of William Sharp, of Norfolk, Virginia; which was read twice.

The House having proceeded to its consideration,

Ordered, That the said bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hunton, by unanimous consent, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 4149) to remove the legal and political disabilities of Lloyd J. Beall, of Virginia, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed, (two-thirds voting in favor thereof.)

Ordered, That the title be amended so as to read as follows, viz: "A bill to remove the political disabilities of Lloyd J. Beall, of Virginia."

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Hunton, by unanimous consent, from the same committee, reported a bill (H. R. 4207) to remove the political disabilities of F. E. Shepperd; which was read twice, ordered to be engrossed and read a third time, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Van Vorhes, by unanimous consent, introduced bills of the following titles; which were read twice, ordered to be printed, and referred to the Committee on Invalid Pensions, viz:

H. R. 4205. A bill granting a pension to Catherine Sheets, widow of Daniel Sheets, late captain Company C, Seventeenth Regiment of Ohio Volunteer Infantry, and of her minor son, Willie Sheets; and

H. R. 4206. A bill allowing a pension to Amos Whitehair and to Eliza J. Whitehair, children of Emery D. Whitehair, late a private of Company F, Third Regiment West Virginia Volunteer Infantry.

Mr. Mills moved to reconsider the vote by which the message of the President in relation to the removal of Sioux Indians to the Indian Territory was referred to the Committee on Indian Affairs and ordered to be printed; which motion was passed over for the present.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 4197. A bill to provide for the payment of electoral messengers; without amendment.

The Senate have passed a resolution providing for the printing of ten thousand additional copies of the message of the President, with accompanying documents, in relation to the recent election in Louisiana; in which I am directed to ask the concurrence of the House of Representatives.

The President of the United States has notified the Senate that he did on the 9th instant approve and sign a joint resolution of the Senate of the following title, viz:

S. R. 26. A joint resolution authorizing an allowance to certain clerks of committees.

Mr. Holman, by unanimous consent, from the Committee on Appropriations, to which was referred the bill of the House (H. R. 4124) to provide for the expenses of certain special committees, with amendments

of the Senate thereto, reported the same, recommending concurrence in the said amendments, with amendments thereto, and an amendment to the original bill.

The House having proceeded to its consideration,

After debate,

Mr. Holman demanded the previous question; which was seconded and the main question ordered.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question was then put,

Will the House agree to the following amendment? viz:

In section 2, strike out "fifty thousand dollars" and insert *thirty thousand dollars*;

And it was decided in the affirmative,	{ Yeas	140
	{ Nays	83
	{ Not voting	66

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. E. John Ellis	Mr. Franklin Landers	Mr. James Sheakley
Thomas S. Ashe	Charles J. Faulkner	George M. Landers	William F. Slemmons
John D. C. Atkins	William H. Felton	Lafayette Lane	William E. Smith
John C. Bagby	Jesse J. Finley	J. V. Le Moine	Milton I. Southard
John H. Bagley, jr.	William H. Forney	William M. Levy	William A. J. Sparks
Henry B. Banning	Benjamin J. Franklin	Burwell B. Lewis	William B. Spencer
Richard P. Bland	Benoni S. Fuller	Scott Lord	William H. Stanton
James H. Blount	Lucien C. Gause	John K. Luttrell	William S. Stenger
Andrew R. Boone	Randall L. Gibson	William P. Lynde	Adlai E. Stevenson
Taul Bradford	John Goode, jr.	L. A. Mackey	William H. Stone
John M. Bright	John R. Goodin	Levi Maish	Thomas Swann
John Young Brown	Thomas M. Gunter	William McFarland	John K. Tarbox
Aylett H. Buckner	Andrew H. Hamilton	Henry B. Metcalfe	Frederick H. Teece
Samuel D. Burchard	Robert Hamilton	Charles W. Milliken	William Terry
George C. Cabell	John Hancock	Hernando D. Money	Phillip F. Thomas
John H. Caldwell	Aug. A. Hardenbergh	Charles H. Morgan	J. W. Throckmorton
William P. Caldwell	Henry R. Harris	William Mutchler	John R. Tucker
Milton A. Candler	John T. Harris	Lawrence T. Neal	Jacob Turney
Nathan T. Carr	Carter H. Harrison	William J. O'Brien	John L. Vance
George W. Cate	Julian Hartridge	N. Holmes Odell	Robert B. Vance
Bernard G. Canfield	William Hartzell	Henry B. Payne	Alfred M. Waddell
John B. Clarke	Robert A. Hatcher	William A. Piper	Charles C. B. Walker
John B. Clark, jr.	Eli J. Henkle	Joseph Powell	William Walsh
Hiestor Clymer	Frank Hereford	David Rae	Levi Warner
Francis D. Collins	Abram S. Hewitt	John H. Reagan	Henry Watterson
Philip Cook	Goldsmith W. Hewitt	John Reilly	Erastus Wells
Jacob P. Cowan	Benjamin H. Hill	James B. Reilly	John O. Whitehouse
Samuel S. Cox	William S. Holman	Americus V. Rice	W. C. Whitthorne
Augustus W. Cutler	Charles E. Hooker	Haywood Y. Riddle	James Williams
Joseph J. Davis	Andrew Humphreys	John Robbins	Jere N. Williams
George G. Dibrell	Eppa Hunton	William M. Robbins	William W. Wilshire
Beverly B. Douglas	Frank Jones	Charles B. Roberts	Benjamin Wilson
George H. Durrand	Edward C. Kehr	John S. Savage	Fernando Wood
Milton J. Durham	J. Proctor Knott	Alfred M. Scales	Jesse J. Yeates
Albert G. Egbert	Lucius Q. C. Lamar	Gustave Schleicher	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. George W. McCrary	Mr. C. H. Sinnickson
John H. Baker	Greenbury L. Fort	James W. McDill	A. Herr Smith
William H. Baker	Charles Foster	Samuel F. Miller	Horace B. Strait
Latimer W. Ballou	Chapman Freeman	James Monroe	William H. H. Stowell
Henry W. Blair	William P. Frye	Charles E. Nash	Martin I. Townsend
Nathan B. Bradley	Eugene Hale	Nelson I. Norton	John Q. Tufts
William R. Brown	Jere Harlesson	Addison Oliver	Nelson H. Van Vorhes
Horatio C. Burchard	Benjamin W. Harris	John B. Packer	John T. Wait
John H. Burleigh	Henry H. Hathorn	Horace F. Page	Henry Waldron
Alexander Campbell	William S. Haymond	William A. Phillips	Alexander S. Wallace
Joseph G. Cannon	Thomas J. Henderson	Henry L. Pierce	John W. Wallace
Thomas J. Cason	George F. Hoar	Harris M. Plaisted	John D. White
Lucien B. Caswell	George G. Hoskins	Thomas C. Platt	Richard H. Whiting
Simon B. Chittenden	Morton C. Hunter	Allen Potter	George Willard
Omar D. Conger	John A. Hyman	Henry O. Pratt	Andrew Williams
Lorenzo Crounse	John A. Kasson	Joseph H. Rainey	Charles G. Williams
John M. Davy	William D. Kelley	Milton S. Robinson	William B. Williams
Dudley C. Denison	E. W. Leavenworth	Jeremiah M. Rusk	James Wilson
Samuel A. Dolbines	John R. Lynch	Ezekiel S. Sampson	Alan Wood, jr.
Benjamin T. Eames	Henry S. Magoon	John G. Schumaker	L. D. Woodworth.
James L. Evans	C. D. MacDougall	Julius H. Seelye	

Those not voting are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. William Lawrence	Mr. William M. Springer
William B. Anderson	James A. Garfield	John A. McMahon	Alex. H. Stephens
George A. Bagley	John M. Glover	Edwin R. Meade	Charles P. Thompson
Nathaniel P. Banks	Charles Hays	Roger Q. Mills	Jacob M. Thornburgh
Lyman K. Bass	George W. Hendee	William R. Morrison	Washington Towneend
George M. Beebe	Solomon L. Hoge	Jephtha D. New	Gilbert C. Walker
Samuel N. Bell	James H. Hopkins	Charles O'Neill	Ansel T. Walling
Jos. C. S. Blackburn	John F. House	James Phelps	Elijah Ward
Archibald M. Bliss	Jay A. Hubbell	John F. Phillips	William W. Warren
Chester W. Chapin	Frank H. Hurd	Earley F. Poppleton	G. Wiley Wells
Alex. G. Cochrane	Stephen A. Hurlbut	William J. Purman	William A. Wheeler
William W. Crapo	George A. Jenks	Miles Ross	Peter D. Wigginton
David B. Culberson	Thomas L. Jones	Sobieski Ross	Scott Wike
Lorenzo Danford	Charles H. Joyce	Milton Saylor	Alpheus S. Williams
Chester B. Darrall	Alanson M. Kimball	Otho R. Singleton	Benjamin A. Willis
Rezin A. DeBolt	William S. King	Robert Smalls	William Woodburn
Mark H. Dunnell	Elbridge G. Lapham		

So the amendment was agreed to.

The question was then put on the following amendments, viz:

In line 4, section 2, of the Senate amendment, strike out after the word "the" the words "actual and necessary," so as to make it read, "to defray the actual and necessary expenses."

Also, in line 5, same section, to insert after the word "elections" the words *and other expenses necessarily incurred*.

The said amendments were then severally agreed to.

Mr. Holman moved to reconsider the vote by which the amendments to the amendment of the Senate were concurred in, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The amendments reported by the Committee on Appropriations to the original bill were then read, as follows:

In the first line, strike out "twenty-one thousand dollars" and insert *thirty thousand dollars*, as the appropriation for expenses of House committees;

In line 4, before the word "expenses," insert the word *actual*, and after the word "expenses" insert the words *necessarily incurred*;

In the fifth line, after the words "special committees," insert the words *from the House of Representatives*; and

In line 7, after the word "Florida," insert the words *and of the committee of five appointed to proceed to the cities of New York, Philadelphia, Brooklyn, and Jersey City to examine into any alleged fraudulent registration and fraudulent voting for presidential electors and Representatives in Congress*.

And the question being put,

The said amendments were severally agreed to.

Mr. Holman moved to reconsider the votes by which the several amendments reported from the Committee on Appropriations were agreed to, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

The question being put on the amendment of the Senate to the title of the said bill, the same was agreed to; the title as amended being as follows:

"An act to provide for the expenses of certain special committees of the House of Representatives and of the Committee on Privileges and Elections of the Senate."

Ordered, That the Clerk request the concurrence of the Senate in the aforesaid amendments.

The regular order being demanded, the Speaker announced the regu-

lar order of business to be the call of committees for reports of a private nature.

Mr. William M. Robbins, from the Committee of Claims, to which was referred the bill of the House (H. R. 3865) for the relief of Gibbes & Co., of Charleston, South Carolina, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Waddell, from the Committee on the Post-Office and Post-Roads, to which was referred the bill of the House (H. R. 3888) for the relief of George H. Gidding, reported the same with a substitute therefor, (H. R. 4208,) with the same title, accompanied by a report in writing thereon.

Ordered, That the said bill (H. R. 4208) be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

Mr. Ashe, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 2899) giving the Court of Claims jurisdiction to hear and determine the claim of William T. Pate and Silas Q. Howe, now pending in said court, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Ashe, the same committee was discharged from the further consideration of the bill of the House (H. R. 2000) to authorize the Court of Claims to hear and adjudicate upon the cases of the heirs and legal representatives of Leonidas Haskell, deceased, on their substantial merits; and the same was laid upon the table.

Ordered, That the accompanying report be printed.

Mr. Hunton, from the same committee, to which was referred the bill of the House (H. R. 4118) for the relief of the sureties of the late Jesse J. Simkins, collector of the port of Norfolk, Virginia, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

S. 105. An act for the relief of Dickson Shinault, late assistant keeper of the light-vessel at Wolf Trap light-station, in the State of Virginia;

S. 745. An act to authorize the Secretary of the Treasury to issue a register and change the name of the brig A. S. Pennell to the City of Moule; and

H. R. 4197. An act to provide for the payment of the electoral messengers;

When

The Speaker signed the same.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Burleigh, for one week.

To Mr. Garfield, indefinite.

To Mr. Charles C. B. Walker, for two weeks.

And then,

On motion of Mr. Holman, by unanimous consent, (the morning hour not having expired,) the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Cox reported that the committee having under consideration the bill of the House (H. R. 4187)

making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes, had directed him to report the same with an amendment.

The House having proceeded to their consideration,

After debate,

Mr. Holman demanded the previous question on the said bill and amendment; which was seconded and the main question ordered.

The question was then put,

Will the House agree to the said amendment?

When

Mr. Clymer demanded the yeas and nays thereon.

And the question being put,

The yeas and nays were ordered.

And then,

On motion of Mr. Stone, at 4 o'clock and 35 minutes p. m., the House adjourned.

SATURDAY, DECEMBER 16, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Felton: The petition of 60 citizens of Polk and Haralson Counties, Georgia, for a post-route from Rock Mart, Polk County, to Buchanan, via Tallapoosa copper-mines, in Haralson County, Georgia, to the Committee on the Post-Office and Post-Roads.

By Mr. Riddle: The petition of J. D. Bond & Bro., of Davidson County, Tennessee, to be refunded \$171.75, taxes illegally collected from them, to the Committee of Claims.

By Mr. Sheakley: The petition of William Spillon, late a private in Company A, Fourteenth Regiment New York Cavalry Volunteers, for a pension, to the Committee on Invalid Pensions.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have disagreed to the amendments of the House of Representatives to the bill of the House H. R. (4124) to provide for the expenses of certain special committees, and ask a conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Logan, and Mr. Davis, to be the managers at the said conference on the part of the Senate.

The Speaker announced as the regular order of business, as unfinished business, the consideration of the bill of the House (H. R. 4187) making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes,

The pending question being on the adoption of the following amendment reported by the Committee of the Whole House on the state of the Union, viz: In line 63 strike out "six million dollars" and insert *six million two hundred and thirty-seven thousand nine hundred and ninety-three dollars*,

On which, under the operation of the previous question, the yeas and nays had been ordered at the time of adjournment on yesterday.

And the question being again put,

Will the House agree to the said amendment?

It was decided in the affirmative,	{	Yeas	101
		Nays	77
		Not voting	121

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Dudley C. Denison	Mr. Frank Jones	Mr. Jeremiah M. Rusk
Lucien L. Ainsworth	George G. Dibrell	John A. Kaseon	Ezekiel S. Sampson
William B. Anderson	Milton J. Durham	William D. Kelley	Gustave Schleicher
Thomas S. Ashe	Benjamin T. Eames	Franklin Landers	William F. Slemmons
John C. Bagby	Albert G. Egbert	William M. Levy	William A. J. Sparks
William H. Baker	James L. Evans	Burwell B. Lewis	William H. Stone
Latimer W. Ballou	Charles J. Faulkner	Scott Lord	Thomas Swann
Henry B. Banning	William H. Felton	John K. Luttrell	William Terry
Samuel N. Bell	Jesse J. Finley	Henry S. Magoon	Philip F. Thomas
Henry W. Blair	William H. Forney	C. D. MacDougall	J. W. Throckmorton
Richard P. Bland	Benjamin J. Franklin	George W. McCrary	Nelson H. Van Vorhes
Taul Bradford	Lucien C. Gause	James W. McDill	Robert B. Vance
Nathan B. Bradley	John M. Glover	William McFarland	Alfred M. Waddell
Horatio C. Burchard	John Goode, jr.	Roger Q. Mills	Alexander S. Wallace
George C. Cabell	John Hancock	James Monroe	William Walsh
John H. Caldwell	Jere Haralson	Nelson I. Norton	G. Wiley Wells
Alexander Campbell	Benjamin W. Harris	Addison Oliver	W. C. Whitthorne
Joseph G. Cannon	Julian Hartridge	William A. Phillips	George Willard
Nathan T. Carr	Robert A. Hatcher	Joseph Powell	Andrew Williams
Lucien B. Caswell	William S. Haymond	David Rea	Jere N. Williams
George W. Cate	Thomas J. Henderson	John H. Reagan	William B. Williams
John B. Clark, jr.	Frank Hereford	James B. Reilly	James Wilson
Omar D. Conger	Goldsmith W. Hewitt	Americus V. Rice	Alan Wood, jr.
Lorenzo Crounes	Benjamin H. Hill	Haywood Y. Riddle	Fernando Wood
David B. Culberson	John A. Hyman	William M. Robbins	Jesse J. Yeates.
Joseph J. Davis			

Those who voted in the negative are—

Mr. John D. C. Atkins	Mr. Charles Foster	Mr. Charles W. Milliken	Mr. William M. Springer
John H. Bagley, jr.	William P. Frye	Charles H. Morgan	William H. Stanton
John H. Baker	Benoni S. Fuller	Lawrence T. Neal	William S. Stenger
James H. Blount	Andrew H. Hamilton	Henry L. Pierce	Frederick H. Teese
Andrew R. Boone	Robert Hamilton	William A. Piper	Jacob Turney
John M. Bright	Henry R. Harris	Earley F. Poppleton	John L. Vance
John Young Brown	John T. Harris	Allen Potter	John T. Wait
Aylett H. Buckner	William Hartzell	John Reilly	Henry Waldron
William P. Caldwell	William S. Holman	John Robbins	Charles C. B. Walker
Milton A. Candler	Andrew Humphreys	John S. Savage	Levi Warner
Simoon B. Chittenden	Eppa Hunton	Julius H. Seelye	William W. Warren
John B. Clarke	Frank H. Hurd	James Sheakley	Erastus Wells
Heister Clymer	Edward C. Kehr	Otho R. Singleton	John O. Whitehouse
Philip Cook	J. Proctor Knott	A. Herr Smith	Richard H. Whiting
Jacob P. Cowan	Lucius Q. C. Lamar	William E. Smith	Alpheus S. Williams
Augustus W. Cutler	George M. Landers	Milton I. Southard	James Williams.
Greenbury L. Fort	Henry B. Metcalfe	William B. Spencer	

Those not voting are—

Mr. Josiah G. Abbott	Mr. John R. Goodin	Mr. William P. Lynde	Mr. John G. Schumaker
George A. Bagley	Thomas M. Gunter	L. A. Mackey	C. H. Sinnickson
Nathaniel P. Banks	Eugene Hale	Levi Maish	Robert Smalls
Lyman K. Bass	Ang. A. Hardenbergh	John A. McMahon	Horace B. Strait
George M. Beebe	Carter H. Harrison	Edwin R. Meade	Alex. H. Stephens
Joa. C. S. Blackburn	Henry H. Hathorn	Samuel F. Miller	Adlai E. Stevenson
Archibald M. Bliss	Charles Hays	Hernando D. Money	William H. H. Stowell
William R. Brown	George W. Hendee	William R. Morrison	John K. Tarbox
Samuel D. Burchard	Eli J. Henkle	William Mutchler	Charles P. Thompson
John H. Burleigh	Abram S. Hewitt	Charles E. Nash	Jacob M. Thornburgh
Thomas J. Cason	George F. Hoar	Jephtha D. New	Martin I. Townsend
Bernard G. Caulfield	Solomon L. Hoge	William J. O'Brien	Washington Townsend
Chester W. Chapin	Charles E. Hooker	N. Holmes Odell	John R. Tucker
Alex. G. Cochrane	James H. Hopkins	Charles O'Neill	John Q. Tufts
Francis D. Collins	George G. Hoskins	John B. Packer	Gilbert C. Walker
Samuel S. Cox	John F. House	Horace F. Page	John W. Wallace
William W. Crapo	Jay A. Hubbell	Henry B. Payne	Ansel T. Walling
Lorenzo Danford	Morton C. Hunter	James Phelps	Elijah Ward
Chester B. Darrall	Stephen A. Hurlbut	John F. Phillips	Henry Waterson
John M. Davy	George A. Jenks	Harris M. Platted	William A. Wheeler
Rezin A. DeBolt	Thomas L. Jones	Thomas C. Platt	John D. White
Samuel A. Dobbins	Charles H. Joyce	Henry O. Pratt	Peter D. Wigginton
Beverly B. Douglas	Alanson M. Kimball	William J. Purman	Scott Wike
Mark H. Dunnell	William S. King	Joseph H. Rainey	Charles G. Williams
George H. Durand	Lafayette Lane	Charles B. Roberts	Benjamin A. Willis
John R. Eden	Elbridge G. Lapham	Milton S. Robinson	William W. Wilshire
E. John Ellis	William Lawrence	Miles Ross	Benjamin Wilson
Edwin Flye	E. W. Leavenworth	Sobieski Ross	William Woodburn
Chapman Freeman	J. V. Le Moyne	Milton Saylor	L. D. Woodworth
James A. Garfield	John R. Lynch	Alfred M. Scales	Casey Young.
Randall L. Gibson			

So the amendment was agreed to.

The question then recurred on the engrossment and third reading of the bill; and being put, it was decided in the affirmative.

The bill being engrossed,

It was accordingly read the third time.

The question was then put,

Shall the bill pass?

And it was decided in the affirmative.

So the bill was passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House the following telegram, viz:

NEW ORLEANS, *December 15, 1876.*

Hon. SAMUEL J. RANDALL,

Speaker of the House, Washington, D. C.:

Every obstacle has been and will be interposed to hinder this committee in the discharge of its duty. Republican witnesses have been threatened, and dare not testify without incurring the loss of position and personal danger. Production of papers and telegrams is refused, it is believed, upon assurances of protection from Washington. Without the power of the House to enforce obedience to its process, the committee cannot discharge its duties. The House should remain in session.

Have just received the following:

"NEW YORK, *December 15, 1876.*

"SIR: Subpœnas have been served upon several of the employés, company, directing them to produce before the congressional committee of which you are chairman all the messages in the possession of the company sent and received by the persons named in the subpœnas during several months of the present year. I have delayed a reply to these demands in the expectation that similar applications would be made by a committee of the Senate, also charged with the investigation of matters connected with the presidential election and canvass in the several States, so that the action of the company, being the same in respect to the messages of both political parties, could not be attributed to a desire to prejudice or promote the interests of either. No subpœnas have yet been served upon us by order of the Senate committee, and as further delay might appear to be a discourtesy to yourself and your committee, it does not seem proper to postpone further this answer. The subpœnas were served before the investigation which the committee had been directed to make was begun, and before evidence had been presented to the committee either that the persons named in the subpœnas had sent any messages whatever or that any message sent by them related to the subject-matter of the investigation.

"It appears to have been assumed that persons holding high official positions under the Federal and State governments, and others prominent in public affairs, were in the habit of sending messages by telegraph, and without attempting to ascertain if any of these messages were material to the investigation, the officers and agents of this company have been commanded to lay aside the business in which they are engaged to become spies and detectives upon and informers against the customers who have reposed in us the gravest confidences concerning both their official and their private affairs. I have never believed that the Congress of the United States, with this subject fairly before them, would permit committees to violate the secrecy of the telegraph in this manner, and it seems to me that the present is an opportunity which it would be unwise to forego for obtaining a decision directly from the representatives of the people. If the messages of persons connected

with one political party are spread before the public, a like course will be taken in respect to those of the other party. Both parties, therefore, have the same interest in publishing to the world the secrets of the telegraph-offices, or of preventing such publicity. It has, therefore, been decided to decline very respectfully to permit the employes of this company to produce before any committee of either house of Congress messages sent or received by the representatives of either the democratic or the republican party, at least until after Congress shall have approved the subpoenas of the committees and direct that their demands be enforced.

"I am, with great respect,

"WILLIAM ORTON,
"President.



"HON. WILLIAM R. MORRISON,
"Chairman, &c., New Orleans, Louisiana."

And have made this reply:

NEW ORLEANS, December 15, 1876.

MR. ORTON,
President, &c., New York:

I have nothing to do with your motives for refusing to obey the process of the House of Representatives. My duty will be performed by invoking its aid to enforce such process. Regretting your refusal of information necessary to ascertain the whole truth as to the Louisiana election,

I am, yours respectfully,

W. R. MORRISON.

Mr. Fernando Wood, as a question of privilege, submitted the following resolution, viz:

Resolved, That the communication presented by the Speaker from Hon. William R. Morrison, chairman of the select committee appointed to investigate certain matters relating to the late election in Louisiana, be referred to the Committee on the Judiciary, with instructions to report at the earliest practicable moment what action this House should take in the premises to enforce its rightful authority.

Mr. Hoar made the point of order that a telegraphic dispatch from a member of the House, not being a report from a committee, was not a communication of a privileged character, and that the Speaker could not present the same to the House as a question of privilege.

The Speaker overruled the point of order, on the ground that the dispatch was presented by unanimous consent, and involving, as it did, a question of high privilege, must be disposed of in preference to any other business.

In which decision of the Chair the House acquiesced.

Mr. Wood demanded the previous question on the said resolution; which was seconded and the main question ordered, and under the operation thereof the same was agreed to.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Hale gave notice, under the rule, that on Monday, the 18th instant, or on some subsequent day, he will ask leave to introduce for consideration and adoption a resolution in relation to the duty of this Government in the protection of its citizens.

The hour of 1 o'clock p. m. having arrived, the House, under its previous order, proceeded to pay the last honors to the memory of Hon.

Michael C. Kerr, late a Representative from the State of Indiana, and Speaker of this House.

After remarks upon the life and public services of the deceased,

Mr. Carr submitted the following resolutions; which were read, considered, and agreed to, viz :

Resolved, That the sad announcement of the death of Michael C. Kerr, late member from the State of Indiana, and Speaker of this House, is received by us in the deepest sorrow and profoundest regret, and that in his untimely decease the House of Representatives of the United States has lost an impartial, competent, and noble presiding officer, a faithful and patriotic member.

Resolved, That in testimony of our respect for the memory of the deceased Speaker, his chair be draped in mourning during the unfinished term of the Forty-fourth Congress, and as a further evidence of our continuing esteem for the dead, the officers and members of this House will wear the usual badge of mourning for the space of thirty days.

Resolved, That the Senate be informed of the death of the late Speaker by forwarding to that body a copy of these resolutions, and that the Clerk transmit a copy of the same to the afflicted family of the illustrious dead.

Resolved, That, as a further tribute of respect to the departed officer, this House do now adjourn.

And thereupon,

At 3 o'clock and 50 minutes p. m., the House adjourned.

MONDAY, DECEMBER 18, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. John H. Baker: The petition of Captain A. Housinger, of Philadelphia, for compensation for damages done to the steamer *Brazil* by reason of a collision with the United States gunboat *Lexington*, caused by the neglect of the officers of said gunboat, to the Committee of Claims.

By Mr. Buckner: The petition of Pat. O. Hawes, for pay and allowances as additional Representative from Nebraska, to the Committee on Accounts.

By Mr. Hale: Memorial of the Board of Trade of Denver, Colorado, that Denver be made a port of entry, to the Committee on Commerce.

By Mr. McCrary: The petition of William E. Hawthorne, late a private in Company K, Thirteenth Regiment Iowa Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. William M. Roberts: Resolutions of the general assembly of North Carolina, instructing the Representatives in Congress from that State to use their influence to so alter the revenue laws relating to whisky, brandy, and tobacco as to make said laws less oppressive on the citizens; and if this cannot be accomplished, to vote for the repeal of the same;

Also, resolutions of the general assembly of North Carolina, requesting the Representatives in Congress from said State to use their influence to so modify or repeal the revenue laws of the United States as to give to the producer the right to distill, for his own use, his fruit; also, to repeal or modify the tax on leaf-tobacco; to the Committee of Ways and Means.

By Mr. Robert B. Vance: The petition of certain employés of the House, relating to payments to them for services in the folding-room of the House, to the Committee on Accounts.

By Mr. Waldron: Papers relating to the petition of Harriet S. Baker, for a pension, to the Committee on Invalid Pensions.

The Speaker having proceeded, as the regular order of business, to call the States and Territories for bills on leave,

Bills and joint resolutions were introduced and read a first and second time, and resolutions of State legislatures were introduced; which bills and resolutions were ordered to be printed and severally referred as follows, viz:

By Mr. Hale: A bill (H. R. 4209) to authorize citizens of the State of Colorado to fell and remove timber on the public domain for building, agricultural, mining, and domestic purposes, to the Committee on the Public Lands.

By Mr. Flye: A bill (H. R. 4210) for the relief of Joseph Brown, postmaster of Newcastle, Maine, to the Committee on the Post-Office and Post-Roads.

By Mr. Hoskins: A bill (H. R. 4211) to promote the education of the blind, to the Committee on Education and Labor.

By Mr. Abram S. Hewitt: A bill (H. R. 4212) to facilitate the negotiation of bills of lading and other commercial instruments, and for other purposes, to the Committee on Commerce.

By Mr. John Reilly: A bill (H. R. 4213) granting a pension to George Parsons, late a private in Company E, Forty-ninth Regiment Pennsylvania Volunteers, to the Committee on Invalid Pensions.

By Mr. O'Brien: A bill (H. R. 4214) for the relief of Samuel S. Smoot, of the District of Columbia, to the Committee on War-Claims.

By Mr. Robert B. Vance: A resolution of the general assembly of the State of North Carolina concerning the internal-revenue laws;

Also, a resolution from the same body on the same subject; to the Committee of Ways and Means.

By Mr. Hooker: A bill (H. R. 4215) for the relief of Mrs. Edith F. Ross, to the Committee on Expenditures in the Post-Office Department.

By Mr. Money: A bill (H. R. 4216) for the relief of the administrator or legal representatives of James T. Johnson, deceased, late of Montgomery County, Mississippi, to the Committee on the Post-Office and Post-Roads.

By Mr. Douglas: A bill (H. R. 4217) to provide for the settlement of the unpaid claims of those officers of the line of the revolutionary Army who served to the close of the war of independence, and so returned on the books of the Treasury, to the Committee of the Whole House on the state of the Union.

By Mr. Knott: A bill (H. R. 4218) prescribing the method of counting the electoral votes for President and Vice-President of the United States, determining and declaring the result, to the Select Committee on Counting the Electoral Vote.

By Mr. McFarland: A bill (H. R. 4219) for the relief of Captain R. F. Bernard, of First Regiment Cavalry, United States Army, formerly second lieutenant of cavalry, to the Committee on Military Affairs.

By Mr. Dibrell: A bill (H. R. 4220) to improve the Tennessee River, to the Committee on Commerce.

Also, a bill (H. R. 4221) to amend the internal-revenue laws, to the Committee of Ways and Means.

By Mr. Haymond: A bill (H. R. 4222) for the relief of Captain Rob-

ert W. Sill, of the Forty-sixth Regiment of Indiana Volunteers, to the Committee on Military Affairs.

By Mr. Hartzell: A bill (H. R. 4223) granting a pension to Mrs. Helen B. Foster, widow of Edwin R. Foster, deceased, late first lieutenant of Company G, in the Eightieth Regiment Illinois Infantry Volunteers, to the Committee on Invalid Pensions.

Also, a bill (H. R. 4224) for the relief of Mrs. Helen B. Foster, widow of Lieutenant Edwin R. Foster, deceased, late first lieutenant of Company G, in the Eightieth Regiment Illinois Infantry Volunteers, to the Committee on War-Claims.

By Mr. Joseph G. Cannon: A bill (H. R. 4225) for the relief of Peter W. Taylor, late lieutenant Fortieth Regiment Ohio Infantry Volunteers, to the Committee on Military Affairs.

By Mr. Kehr: A bill (H. R. 4226) concerning expatriation and change of allegiance, to the Committee on Foreign Affairs.

By Mr. Slemons: A bill (H. R. 4227) to establish the franking privilege, to the Committee on the Post-Office and Post-Roads.

Also, a bill (H. R. 4228) for the relief of Bird Smith, of Columbia County, Arkansas, to the Committee of Claims.

By Mr. Waldron: A bill (H. R. 4229) granting a pension to Harriet S. Baker, of Lenawee County, Michigan, to the Committee on Invalid Pensions.

By Mr. Alpheus S. Williams: A bill (H. R. 4230) for the relief of John Eggeman;

Also, a joint resolution (H. Res. 173) granting permission to the officers and enlisted men of the Army and Navy to wear the medal badge of the National Association of Veterans of the Mexican War on occasions of ceremony;
to the Committee on Military Affairs.

By Mr. Schleicher: A bill (H. R. 4231) to authorize and direct the Secretary of War to refer the claim of George A. Lamb to the Court of Claims for settlement, to the Committee on War-Claims.

By Mr. Mills: A bill (H. R. 4232) to reduce, re-organize, and render more efficient the Navy of the United States, to the Committee on Naval Affairs.

By Mr. McCrary: A bill (H. R. 4233) to regulate the practice of medicine and surgery in the District of Columbia, to the Committee for the District of Columbia.

By Mr. James Wilson: A bill (H. R. 4234) to provide for the taking of testimony to be used in the General Land-Office, to the Committee on the Public Lands.

By Mr. Luttrell: A bill (H. R. 4235) granting a pension to Mathew Berry, late a captain, United States Army, to the Committee on Invalid Pensions.

By Mr. Page: A bill (H. R. 4236) to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California, to the Committee on the Judiciary.

By Mr. Faulkner: A bill (H. R. 4237) to authorize an examination and survey of the South Branch of the Potomac River, in West Virginia;

By Mr. Hereford: A bill (H. R. 4238) to promote efficiency in the marine-hospital service;
to the Committee on Commerce.

By Mr. Kidder: A bill (H. R. 4239) for the relief of Henry Mehoing;

Also, a bill (H. R. 4240) to provide for the better compensation and to fix the rank and define the duties and responsibilities of hospital stewards of the United States Army;

By Mr. James B. Reilly: A bill (H. R. 4241) for the relief of Henry C. Parry, late assistant surgeon in the United States Army; to the Committee on Military Affairs.

By Mr. Singleton: A bill (H. R. 4242) for the relief of A. Burwell, to the Committee on War-Claims.

By Mr. Hatcher: A bill (H. R. 4243) making appropriation for a commission to investigate and report on the best means of destroying or providing a remedy against the plague of locusts, to the Committee on Appropriations.

By Mr. John D. White: A bill (H. R. 4244) for the relief of the heirs of William Adams, late a private in Company I, Eleventh Kentucky Cavalry Volunteers.

By Mr. Benjamin W. Harris: A bill (H. R. 4245) in relation to civil suits against members of the Congress of the United States, to the Committee on the Judiciary.

The call of States and Territories for bills on leave having been completed,

The Speaker next proceeded to call the States and Territories for resolutions, and announced as the regular order the consideration of the following resolution, submitted by Mr. Throckmorton on the 27th of January last, by unanimous consent, on which debate arising, it was laid over under the rule, viz:

Resolved, That the Postmaster-General be respectfully requested to furnish the House of Representatives with a statement showing the amount due contractors for carrying the United States mails in Southern States at the beginning of the civil war, and which has not been paid in consequence of such contractors being unable to take the oath required by law.

The House having proceeded to its consideration,

Mr. Garfield submitted an amendment; which was agreed to.

Mr. Throckmorton demanded the previous question on the resolution, as amended; which was seconded, and the main question ordered and put, and under the operation thereof the said resolution was agreed to.

Mr. Throckmorton moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Hale submitted the following resolution; which was read, and debate arising thereon, it was ordered to lie over under the rule, viz:

Be it resolved by the House of Representatives, That it is the first duty of all organized governments to protect their citizens both at home and abroad, and that, as one of the highest privileges of a citizen of a republic is the right to cast his ballot freely, the Government of the United States should guarantee to each qualified voter the full and free exercise of his constitutional right to this great privilege; and that this protection should be especially afforded in those States of this Union where any portion of the legal voters have been prevented by intimidation and violence from freely casting their ballots.

Mr. Frye submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That a committee of six members of this House be appointed to inquire into and report upon the manner in which the election was conducted for members of Congress in November last in the sixth district of the State of Mississippi and in the fourth district of the State of Alabama, and whether in said congressional districts there was any intimidation of candidates or voters during the canvass or on the election-day, or any fraud or intimidation in respect to registration or voting,

or the returns thereof, in said election, or in any way affecting the result of said election; and that said committee may employ a stenographer and be attended by a deputy sergeant-at-arms, and shall have power to send for persons and papers;

When

The House refused to second the demand.

And then,

Debate arising on the said resolution, it was laid over under the rule.

Mr. Franklin (the rules having been suspended for that purpose, two-thirds voting in favor thereof) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Expenditures in the Treasury be, and are hereby, directed to make a full inquiry as to what action the Secretary of the Treasury has taken in reference to the engraving and printing of internal-revenue stamps in the Bureau of Engraving and Printing, as provided for by an act entitled "An act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1877, and for other purposes," and more particularly by the following clause of said act:

"For dies, paper, and stamps, \$466,000, said engraving and printing to be done in the Bureau of Engraving and Printing of the Treasury Department, provided the cost does not exceed the price paid under existing contracts."

And to this end the said committee shall have power to send for persons and papers, to administer oaths, to take testimony, to employ a stenographer, and shall have leave to report by bill or otherwise at any time.

Mr. Garfield submitted the following telegram, and moved that the rules be suspended and the said telegram referred to the Committee on the Judiciary, viz:

NEW ORLEANS, *December 16, 1876.*

Hon. J. A. GARFIELD:

The dispatch sent from Morrison to Randall is without the knowledge or consent of the committee, who have never been consulted on the matter.

S. A. HURLBUT.

And the question being put,
The rules were suspended (two-thirds voting in favor thereof) and the said resolution agreed to.

Mr. Warren moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That the Committee on the Judiciary be directed to inquire and report whether the action of the House is requisite concerning the official conduct of Hon. Hugh L. Bond, judge of the United States circuit court for the fourth circuit; and especially whether such judge has in his recent action in the case of certain persons, said to have been in custody under an order of the supreme court of the State of South Carolina, transcended the legal jurisdiction vested by the Constitution and laws of the United States in him or in said circuit court, or has improperly exercised his legal jurisdiction, if any such he had in the case; and that said committee have power to send for persons and papers, and may report at any time;

And the question being put,

It was decided in the negative, { Yeas..... 138
 { Nays..... 75
 { Not voting..... 76

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
 Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Albert G. Egbert	Mr. Franklin Landers	Mr. William F. Slemmons
William B. Anderson	E. John Ellis	George M. Landers	William E. Smith
Thomas S. Ashe	Charles J. Faulkner	Lafayette Lane	Milton I. Southard
John D. C. Atkins	William H. Felton	Burwell B. Lewis	William A. J. Sparks
John C. Bagby	Jesse J. Finley	Scott Lord	William B. Spencer
John H. Bagley, jr.	William H. Forney	L. A. Mackey	William M. Springer
Henry B. Banning	Benjamin J. Franklin	Levi Malah	William H. Stanton
Samuel N. Bell	Lucien C. Gause	William McFarland	William S. Stenger
Richard P. Bland	John M. Glover	Henry B. Metcalfe	Adlai E. Stevenson
James H. Blount	John Goode, jr.	Charles W. Milliken	William H. Stone
Andrew K. Boone	Thomas M. Gunter	Roger Q. Mills	Thomas Swann
Taul Bradford	Robert Hamilton	Hernando D. Money	John K. Tarbox
John M. Bright	John Hancock	Charles H. Morgan	Frederick H. Teese
John Young Brown	Aug. A. Hardenbergh	William Mutchler	William Terry
Aylett H. Buckner	Henry R. Harris	Lawrence T. Neal	J. W. Throckmorton
George C. Cabell	John T. Harris	William J. O'Brien	John R. Tucker
John H. Caldwell	Carter H. Harrison	Henry B. Payne	Jacob Turney
William P. Caldwell	Julian Hartridge	William A. Piper	John L. Vance
Alexander Campbell	William Hartzell	Earley F. Poppleton	Robert R. Vance
Milton A. Candler	Robert A. Hatcher	Allen Potter	Gilbert C. Walker
Nathan T. Carr	William S. Haymond	Joseph Powell	William Walsh
George W. Cate	Eli J. Henkle	David Rea	Levi Warner
Bernard G. Caulfield	Frank Hereford	John H. Reagan	William W. Warren
John R. Clarke	Abram S. Hewitt	John Reilly	Henry Waterson
John B. Clark, jr.	Goldsmith W. Hewitt	James B. Reilly	W. C. Whitthorne
Hiester Clymer	Benjamin H. Hill	Haywood Y. Riddle	Scott Wike
Philip Cook	William S. Holman	John Robbins	Alpheus S. Williams
Jacob P. Cowan	Charles E. Hooker	William M. Robbins	James Williams
David B. Culbertson	Andrew Humphreys	Charles B. Roberts	Jere N. Williams
Augustus W. Cutler	Eppa Hutton	John S. Savage	Benjamin A. Willis
Joseph J. Davis	Frank H. Hurd	Alfred M. Scales	William W. Wilshire
George G. Dibrell	Frank Jones	Gustave Schleicher	Benjamin Wilson
Beverly B. Douglas	Edward C. Kehr	James Sheakley	Fernando Wood
George H. Durand	J. Proctor Knott	Otho R. Singleton	Jesse J. Yeates.
Milton J. Durham	Lucius Q. C. Lamar		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. Henry S. Magoon	Mr. A. Herr Smith
George A. Bagley	Greenbury L. Fort	George W. McCrary	Horace B. Strait
John H. Baker	Charles Foster	Jacob W. McDill	Jacob M. Thornburgh
William H. Baker	Chapman Freeman	Samuel F. Miller	Martin I. Townsend
Latimer W. Ballou	William P. Frye	James Monroe	John Q. Tufts
Henry W. Blair	James A. Garfield	Charles E. Nash	Nelson H. Van Vorhes
Nathan B. Bradley	Eugene Hale	Nelson I. Norton	John T. Wait
William R. Brown	Jere Haralson	Addison Oliver	Henry Waldron
Horatio C. Burchard	Benjamin W. Harris	Charles O'Neill	Alexander S. Wallace
Joseph G. Cannon	Henry H. Hathorn	Horace F. Page	John W. Wallace
Thomas J. Cason	George W. Hendee	William A. Phillips	John D. White
Simon B. Chittenden	Thomas J. Henderson	Henry L. Pierce	Richard H. Whiting
Omar D. Conger	George F. Hoar	Harris M. Plaisted	Andrew Williams
Lorenzo Crounse	George G. Hoskins	Thomas C. Platt	Charles G. Williams
John M. Davy	Morton C. Hunter	Henry O. Pratt	William B. Williams
Dudley C. Donison	John A. Hyman	Joseph H. Rainey	James Wilson
Samuel A. Dobbins	John A. Kasson	Jeremiah M. Rusk	Alan Wood, jr.
Benjamin T. Eames	William D. Kelley	Ezekiel S. Sampson	L. D. Woodworth.
James L. Evans	E. W. Leavenworth	C. H. Sinickson	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Benoni S. Fuller	Mr. John K. Luttrell	Mr. Julius H. Seelye
Nathaniel P. Banks	Randall L. Gibson	John R. Lynch	Robert Smalls
Lyman K. Baes	John R. Goodin	William P. Lynde	Alex. H. Stephens
George M. Beebe	Andrew H. Hamilton	C. D. MacDougall	William H. H. Stowell
Joe C. S. Blackburn	Charles Hays	John A. McMahon	Charles P. Thompson
Archibald M. Bliss	Solomon L. Hoge	Edwin R. Meade	Philip F. Thomas
Samuel D. Burchard	James H. Hopkins	William R. Morrison	Washington Townsend
John H. Burleigh	John F. House	Jeptha D. New	Alfred M. Waddell
Lucien B. Caswell	Jay A. Hubbell	N. Holmes Odell	Charles C. B. Walker
Chester W. Chapin	Stephen A. Hurlbut	John B. Packer	Ansel T. Walling
Alex. G. Cochrane	George A. Jenks	James Phelps	Elijah Ward
Francis D. Collins	Thomas L. Jones	John F. Phillips	Erastus Wells
Samuel S. Cox	Charles H. Joyce	William J. Purman	G. Wiley Wells
William W. Crapo	Alanson M. Kimball	Amerius V. Rice	William A. Wheeler
Lorenzo Danford	William S. King	Milton S. Robinson	John O. Whitehouse
Chester B. Darrall	Elbridge G. Lapham	Miles Ross	Peter D. Wigginton
Rezin A. DeBolt	William Lawrence	Sobieski Ross	George Willard
Mark H. Dunning	J. V. Le Moine	Milton Saylor	William Woodburn
John R. Eden	William M. Levy	John G. Schumaker	Casey Young

So the House refused to suspend the rules and adopt the said resolution.

Mr. Banning moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas the President having sent to this House a report of certain gentlemen sent to Louisiana to be present at the canvass of the electoral vote of that State in which the returning-board is indorsed and sustained as a board made up of gentlemen of patriotism and integrity, and referring to James Madison Wells, president of the board, as follows: "Two of them, Hon. James Madison Wells, president of the board, and General Thomas C. Anderson, next senior member, are southern-born, and of old and highly respectable families. The father of the former was Hon. Levi Wells, of the parish of Rapides, who in 1812 represented it in the convention called to frame the constitution of the State of Louisiana. The son received a liberal education and was early engaged in the care of the planting and other interests of his father. He was a Union man from the time the war broke out, and although he suffered greatly by it in the loss of property, he never faltered in his devotion to the Union cause. Under the Banks reconstruction scheme he was chosen lieutenant-governor on the ticket with Hon. Michael Hahn, who was elected governor, and upon the election of the latter to the Senate a year after, Mr. Wells became governor of the State, to which office he was almost unanimously re-elected under the reconstruction plan of President Johnson. His experience in public life has been great and varied, and his capacity to discharge the duties assumed cannot be questioned:" Therefore,

Be it resolved, That the Secretary of War be, and he is hereby, directed to furnish this House, at the earliest possible day, from the War Department records, copies of General Sheridan's orders dated New Orleans, June 3, 1867, removing J. Madison Wells from the office of governor of Louisiana; also, General Sheridan's letter of June 7, 1867, directed to J. Madison Wells; also, General Sheridan's letter of June 3, 1867, to Secretary of War Stanton explaining the reasons why he removed Governor Wells; also, copies of all reports, orders, letters, telegrams, indorsements, and memoranda in the War Department connected with the removal of J. Madison Wells from the governorship of Louisiana by General Sheridan in 1867;

And the question being put,

It was decided in the negative,	{	Yeas	133
		Nays	79
		Not voting	77

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Nathan T. Carr	Mr. Charles J. Faulkner	Mr. William Hartzell
Thomas S. Ashe	George W. Cate	William H. Felton	Robert A. Hatcher
John D. C. Atkins	Bernard G. Caulfield	Jesse J. Finley	William S. Haymond
John H. Bagley, jr.	John B. Clarke	William H. Forney	Eli J. Henkle
Henry B. Banning	John B. Clark, jr.	Benjamin J. Franklin	Abram S. Hewitt
Richard P. Bland	Hoester Clymer	Benoni S. Fuller	Goldsmith W. Hewitt
James H. Blount	Philip Cook	Lucien C. Gause	Benjamin H. Hill
Andrew R. Boone	Jacob P. Cowan	John M. Glover	William S. Holman
Taul Bradford	David B. Culberson	Thomas M. Gunter	Charles E. Hooker
John M. Bright	Augustus W. Cutler	Andrew H. Hamilton	Andrew Humphreys
John Young Brown	Joseph J. Davis	Robert Hamilton	Epna Hunton
Aylett H. Buckner	George G. Dibrell	John Hancock	Frank H. Hurd
George C. Cabell	Beverly B. Douglas	Aug. A. Hardenbergh	Frank Jones
John H. Caldwell	George H. Durand	Henry R. Harris	Edward C. Kehr
William P. Caldwell	Milton J. Durham	John T. Harris	J. Proctor Knott
Alexander Campbell	Albert G. Egbert	Carter H. Harrison	Lucius Q. C. Lamar
Milton A. Candler	E. John Ellis	Julian Hartridge	George M. Landers

Mr. Lafayette Lane	Mr. Joseph Powell	Mr. Milton I. Southard	Mr. Robert B. Vance
Barwell B. Lewis	David Rea	William A. J. Sparks	Gilbert C. Walker
Scott Lord	John H. Reagan	William B. Spencer	William Walsh
John K. Luttrell	John Reilly	William M. Springer	Levi Warner
Levi Maish	James B. Reilly	William H. Stan on	William W. Warren
William McFarland	Haywood Y. Riddle	William S. Stenger	Henry Watterson
Henry B. Metcalfe	John Robbins	Adlai E. Stevenson	John O. Whitehouse
Charles W. Milliken	William M. Robbins	William H. Stone	W. C. Whitthorne
Roger Q. Mills	Charles B. Roberts	Thomas Swann	Scott Wike
Hernando D. Money	John S. Savage	John K. Tarbox	Alpheus S. Williams
Charles H. Morgan	Alfred M. Scales	Frederick H. Teese	James Williams
William Mutchler	Gustave Schleicher	William Terry	Jere N. Williams
Lawrence T. Neal	James Sheakley	J. W. Throckmorton	Benjamin A. Willis
William J. O'Brien	Otho R. Singleton	John R. Tucker	Benjamin Wilson
Henry B. Payne	William F. Siemons	Jacob Turney	Fernando Wood
William A. Piper	William E. Smith	John L. Vance	Jesse J. Yeates.
Earley F. Poppleton			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. George W. McCrary	Mr. A. Herr Smith
George A. Bagley	Charles Foster	James W. McDill	Honace B. Strait
John H. Baker	Chapman Freeman	Samuel F. Miller	William H. H. Stowell
William H. Baker	William P. Frye	James Monroe	Jacob M. Thornburgh
Latimer W. Ballou	James A. Garfield	Charles E. Nash	Martin I. Townsend
Henry W. Blair	Eugene Hale	Nelson I. Norton	John Q. Tufts
Nathan B. Bradley	Jere Haralson	Addison Oliver	Nelson H. Van Vorhes
William R. Brown	Benjamin W. Harris	Charles O'Neill	John T. Wait
Horatio C. Burchard	Henry H. Hathorn	Horace F. Page	Henry Waldron
Joseph G. Cannon	George W. Hendee	William A. Phillips	Alexander S. Wallace
Thomas J. Cason	Thomas J. Henderson	Henry L. Pierce	John W. Wallace
Simoon B. Chittenden	George F. Hoar	Harris M. Plaisted	John D. White
Omar D. Conger	George G. Hoekins	Thomas C. Platt	Richard H. Whiting
Lorenzo Crounse	Morton C. Hunter	Allen Potter	Andrew Williams
John M. Davy	John A. Hyman	Henry O. Pratt	Charles G. Williams
Dudley C. Denison	John A. Kasson	Joseph H. Rainey	William B. Williams
Samuel A. Dobbins	William D. Kelley	Jeremiah M. Rusk	James Wilson
Benjamin T. Eames	E. W. Leavenworth	Ezekiel S. Sampson	Alan Wood, Jr.
James L. Evans	John R. Lynch	Julius H. Seelye	L. D. Woodworth.
Edwin Flye	Henry S. Magoon	C. H. Sinnenkoon	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Mark H. Dunnell	Mr. William Lawrence	Mr. Milton Saylor
William B. Anderson	John R. Eden	J. V. Le Moine	John G. Schumaker
John C. Bagby	Randall L. Gibson	William M. Levy	Robert Smalls
Nathaniel P. Banks	John Goode, jr.	William P. Lynde	Alex. H. Stephens
Lyman K. Baas	John R. Goodin	L. A. Mackey	Charles P. Thompson
George M. Beebe	Charles Hays	C. D. MacDougall	Philip F. Thomas
Samuel N. Bell	Frank Hereford	John A. McMahon	Washington Townsend
Joe. C. S. Blackburn	Solomon L. Hoge	Edwin R. Meade	Alfred M. Waddell
Archibald M. Bliss	James H. Hopkins	William R. Morrison	Charles C. B. Walker
Samuel D. Burchard	John F. House	Jephtha D. New	Ansel T. Walling
John H. Burleigh	Jay A. Hubbell	N. Holmes Odell	Elijah Ward
Lucien B. Caswell	Stephen A. Hurlbut	John B. Packer	Erastus Wells
Chester W. Chapin	George A. Jenks	James Phelps	G. Wiley Wells
Alex. G. Cochrane	Thomas L. Jones	John F. Philips	William A. Wheeler
Francis D. Collins	Charles H. Joyce	William J. Purman	Peter D. Wigginton
Samuel S. Cox	Alanson M. Kimball	Americus V. Rice	George Willard
William W. Crapo	William S. King	Milton S. Robinson	William W. Wileshire
Lorenzo Danford	Franklin Landers	Miles Ross	William Woodburn
Chester B. Darrall	Elbridge G. Lapham	Sobiecki Ross	Casey Young.
Rezin A. DeBolt			

So the rules were not suspended.

The hour of 2 o'clock p. m. having arrived, the Speaker announced the regular order of business to be the consideration of reports from the Committee for the District of Columbia;

When,

On motion of Mr. Buckner, by unanimous consent,

Ordered, That the regular order be postponed until Saturday, January 6, at 2 o'clock p. m., and the remainder of the session of the said day shall be devoted exclusively to business reported from the Committee for the District of Columbia.

Mr. Hunter moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz :

Whereas fears have been and still are entertained by the people of the United States that Congress may at some time in the future pass laws by which the Government of the United States may be compelled

to pay a large amount for damages that were incurred during the late war by persons residing within the States that were then in rebellion against the United States: Therefore, in order to allay such fears and prevent the payment of such claims,

Be it resolved, That the Committee on the Judiciary be instructed to report to this House within twenty days, and permission is hereby given for that purpose, an amendment of the Constitution of the United States in substance as follows, to wit:

ARTICLE XVI.

No claim shall ever hereafter be allowed or paid by the United States, in the shape of damages or otherwise, for any kind of property, real or personal, used, consumed, injured, or destroyed by United States troops, or by or through any officers, civil or military, acting under or by authority of the United States, or from any other cause whatever, during the suppression of the late rebellion in any of the States that were in rebellion against the Government of the United States; or, for any property used, consumed, injured, or destroyed during such rebellion outside of said States that were in rebellion, and which belonged to persons residing within such States that were in rebellion, unless the persons owning the property so used, consumed, injured, or destroyed were during all the time of such rebellion loyal to the Government of the United States and gave neither aid nor encouragement to the enemy; And the question being put,

It was decided in the affirmative,	{	Yeas.	152
		Nays.	63
		Not voting	74

(two-thirds voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Chapman Freeman	Mr. Henry S. Magoon	Mr. William A. J. Sparks
William B. Anderson	William P. Frye	Levi Malah	William B. Spencer
John C. Bagby	Benoni S. Fuller	James W. McMill	William M. Springer
George A. Bagley	James A. Garfield	Henry B. Metcalf	William H. Stanton
John H. Bagley, jr.	John M. Glover	Samuel F. Miller	Horace B. Strait
John H. Baker	Eugene Hale	James Monroe	William S. Stenger
William H. Baker	Andrew H. Hamilton	Charles H. Morgan	Adlai E. Stevenson
Latimer W. Ballou	Robert Hamilton	William Mutchler	William H. Stoue
Henry B. Banning	Jere Haralson	Charles E. Nash	William H. H. Stowell
Samuel N. Bell	Aug. A. Hardenbergh	Lawrence T. Neal	Thomas Swann
Henry W. Blair	Benjamin W. Harris	Nelson I. Norton	John K. Tarbox
Richard P. Bland	Carter H. Harrison	Addison Oliver	Frederick H. Teese
Nathan B. Bradley	William Hartzell	Charles O'Neill	Jacob M. Thornburgh
William R. Brown	Henry H. Hathorn	Horace F. Page	Martin I. Townsend
Aylett H. Buckner	William S. Haymond	Henry B. Payne	John Q. Tufts
Horatio C. Burchard	George W. Hendee	William A. Phillips	Jacob Turney
Alexander Campbell	Thomas J. Henderson	Henry L. Pierce	Nelson H. Van Vorhes
Joseph G. Cannon	Eli J. Henkle	William A. Piper	John L. Vance
Thomas J. Cason	Abram S. Hewitt	Harris M. Plaisted	John T. Wait
George W. Cate	George F. Hoar	Thomas C. Platt	Henry Waldron
Bernard G. Caulfield	William S. Holman	Earley F. Poppleton	Alexander S. Wallace
Simoon B. Chittenden	George G. Hoskins	Allen Potter	John W. Wallace
John B. Clarke	Andrew Humphreys	Joseph Powell	Levi Warner
John B. Clark, jr.	Morton C. Hunter	Henry O. Pratt	Henry Watterson
Heister Clymer	Frank H. Hurd	Joseph H. Rainey	John D. White
Omar D. Conger	John A. Hyman	David Rea	John O. Whitehouse
Lorenzo Crouse	Frank Jones	John Reilly	Richard H. Whiting
Augustus W. Cutler	John A. Kasson	James B. Reilly	Scott Wike
John M. Davy	Edward C. Kehr	John Robbins	George Willard
Dudley C. Denison	William D. Kelley	Charles B. Roberts	Andrew Williams
Samuel A. Dobbins	Franklin Landers	Jeremiah M. Rusk	Alpheus S. Williams
George H. Durand	George M. Landers	Ezekiel S. Sampson	Charles G. Williams
Benjamin T. Eames	Lafayette Lane	John S. Savage	James Williams
E. John Ellis	E. W. Leavenworth	Julius H. Seelye	William B. Williams
James L. Evans	J. V. Le Moynne	James Sheakley	Benjamin A. Willis
Edwin Flye	Scott Lord	C. H. Sinnickson	James Wilson
Greenbury L. Fort	John K. Luttrell	A. Herr Smith	Alan Wood, jr.
Charles Foster	L. A. Mackey	Milton I. Southard	L. D. Woodworth.

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. George G. Dibrell	Mr. Goldsmith W. Hewitt	Mr. Otho R. Singleton
Thomas S. Aabe	Beverly B. Douglas	Benjamin H. Hill	William F. Siemons
John D. C. Atkins	Milton J. Durham	Charles E. Hooker	William E. Smith
James H. Blount	Charles J. Faulkner	Epps Hunton	William Terry
Andrew R. Boone	William H. Felton	J. Proctor Knott	J. W. Throckmorton
Taul Bradford	Jesse J. Finley	Burwell B. Lewis	John R. Tucker
John M. Bright	William H. Forney	John R. Lynch	Robert B. Vance
John Young Brown	Benjamin J. Franklin	Charles W. Milliken	Gilbert C. Walker
George C. Cabell	Lucien C. Gause	Roger Q. Mills	William Walsh
John H. Caldwell	John Goode, Jr.	Hernando D. Money	William W. Warren
William P. Caldwell	Thomas M. Gunter	William J. O'Brien	W. C. Whitthorne
Nathan T. Carr	Henry R. Harris	John H. Reagan	Jere N. Williams
Philip Cook	John T. Harris	Haywood Y. Riddle	William W. Wileshire
Jacob P. Cowan	Julian Hartridge	William M. Robbins	Benjamin Wilson
David B. Culberson	Robert A. Hatcher	Alfred M. Scales	Jesse J. Yeates.
Joseph J. Davis	Frank Hereford	Gustave Schleicher	

Those not voting are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. William M. Levy	Mr. Milton Sayler
Nathaniel P. Banks	Albert G. Egbert	William P. Lynde	John G. Schumaker
Lyman K. Bass	Randall L. Gibson	C. D. MacDougall	Robert Smalls
George M. Beebe	John R. Goodin	George W. McCrary	Alex. H. Stephens
Joe C. S. Blackburn	John Hancock	William McFarland	Charles P. Thompson
Archibald M. Bliss	Charles Hays	John A. McMahon	Philip F. Thomas
Samuel D. Burchard	Solomon L. Hoge	Edwin R. Meade	Washington Townsend
John H. Burleigh	James H. Hopkins	William R. Morrison	Alfred M. Waddell
Milton A. Candler	John F. House	Jeptha D. New	Charles C. B. Walker
Lucien B. Caswell	Jay A. Hubbell	N. Holmes Odell	Ansel T. Walling
Chester W. Chapin	Stephen A. Hurlbut	John B. Packer	Elijah Ward
Alex. G. Cochrane	George A. Jenks	James Phelps	Erastus Wells
Francis D. Collins	Thomas L. Jones	John F. Phillips	G. Wiley Wells
Samuel S. Cox	Charles H. Joyce	William J. Purman	William A. Wheeler
William W. Crapo	Alanson M. Kimball	Americus V. Rice	Peter D. Wigginton
Lorenzo Danford	William S. King	Milton S. Robinson	Fernando Wood
Chester B. Darrall	Lucius Q. C. Lamar	Miles Ross	William Woodburn
Rezin A. DeBolt	Elbridge G. Lapham	Sobieski Ross	Casey Young.
Mark H. Dunnell	William Lawrence		

So the rules were suspended and the said resolution agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the following title, viz :
S. 683. A bill for the relief of the officers and privates of the Fourth Arkansas Cavalry Volunteers;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have adopted the following resolution, viz :

Resolved, That the message of the House of Representatives on the subject of the presidential election be referred to a select committee of seven Senators, with power to prepare and report, without unnecessary delay, such a measure, either of a legislative or other character, as may in their judgment be best calculated to accomplish the lawful count of the electoral vote, and best disposition of all questions connected therewith, and a due declaration of the result, and that said committee have power to confer and act with the committee of the House of Representatives named in said message and report by bill or otherwise.

On motion of Mr. Holman, by unanimous consent, the bill of the House (H. R. 4124) to defray the expenses of certain special committees was taken from the Speaker's table, the amendments of the House to the amendments of the Senate to the said bill and the amendments of the House to the said bill insisted on, and the message of the Senate requesting a conference with the House on the disagreeing votes of the two houses thereon concurred in.

Whereupon,

The Speaker appointed as the managers at the said conference on the part of the House, Mr. Holman, Mr. Atkins, and Mr. Hale.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. John Reilly (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz :

Resolved, That the Secretary of War be, and is hereby, directed to furnish this House with the number of men enlisted under the act of August 15, 1876, to aid in suppressing the Indian rebellion, to what regiments said recruits were assigned, what amount of appropriation therefor has been expended, the necessity, if any, of retaining said troops longer in the service; also, the present distribution and location of all troops in the United States Army.

The Speaker, by unanimous consent, laid before the House sundry executive and other communications; which were severally referred as follows, viz:

I. A letter from the Secretary of the Treasury, transmitting communications from a special agent of the Treasury and the collector of customs at El Paso, Texas, in reference to a change of that port of entry to Tucson, Arizona, to the Committee on Commerce.

II. A letter from the Secretary of the Interior, transmitting a draught of a bill to allow the Osages in the Indian Territory to expend \$50,000 of their fund in the Treasury to supply present urgent necessities, to the Committee on Indian Affairs.

III. A letter from the Secretary of War, transmitting inspection-reports of the money-accounts of that Department, made in accordance with the law of 1874, to the Committee on Expenditures in the War Department.

IV. A letter from the Secretary of the Interior, transmitting corrected estimates, made by Professor Henry, of the Smithsonian Institution, and recommending their substitution for those already printed in Executive Document No. 5, to the Committee on Appropriations.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Egbert, indefinite;

To Mr. Harrison, for ten days from the 22d instant;

To Mr. Lord, for twelve days;

To Mr. Platt, for two weeks;

To Mr. Martin I. Townsend, for ten days from the 22d instant;

To Mr. Waldron, for two weeks; and

To Mr. Young, for twenty days.

And then,

On motion of Mr. Holman, at 3 o'clock and 2 minutes p. m., the House adjourned.

TUESDAY, DECEMBER 19, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Baker: The petition of Mary Barr, widow of Martin Barr, late a private in the One hundred and forty-second Regiment Indiana Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Bradford: The petition of citizens of Clay County, Alabama, for the establishment of a post-route from Delta, by way of Flint Hill, to Union, Clay County, Alabama;

By Mr. John H. Caldwell: The petition of citizens of Jackson County, Alabama, for the extension of route No. 17115, Alabama service, from Paint Rock Station to Princeton, in said county, so as to connect with route 17 from Larkinsville to Hunt's Station, in the State of Tennessee, to the Committee on the Post-Office and Post-Roads.

By Mr. Chittenden: The petition of Baldwin Cann, late first lieutenant Fourth New York Volunteer Cavalry, for a pension, to the Committee on Invalid Pensions.

By Mr. Felton: The petition of Isaac Sewell, of Cobb County, Geor-

gia, who remained loyal to the Government of the United States during the late war, for a rehearing of his claim for \$1,380 for property taken and used by the United States Army, rejected by the Southern Claims Commission;

Also, the petition of Charles J. Shepard, of Cobb County, Georgia, who remained loyal to the Government of the United States during the late war, for a rehearing of his claim for \$1,695.50 for property taken and used by the United States Army, rejected by the Southern Claims Commission;

to the Committee on War-Claims.

By Mr. Garfield: The petition of Sarah Howells, widow of Thomas Howells, deceased, late a private in Company C, Nineteenth Regiment Ohio Infantry Volunteers, to the Committee on Invalid Pensions.

By Mr. Glover: The petition of John M. Butler, of Washington, D. C., for compensation for work done for the Committee on Jay Cooke Indebtedness and Real-Estate Pool during the recess of Congress, to the Committee on Accounts.

By Mr. Hoar: The petition of T. L. Nelson, president of the board of directors of the Free Public Library of Worcester, Massachusetts, and of the officers of other libraries in various sections of the Union, for the purchase by Congress of the papers of the General Count de Rochambeau, the commander of the French forces sent to aid Washington in our revolutionary struggle for national independence, to the Joint Committee on the Library.

By Mr. Holman: The petition of H. M. Beadle, of Indiana, for the printing, by the order of the House, of the reports on the Louisiana troubles made to the Forty-third Congress, to the Committee on Printing.

Mr. O'Brien, by unanimous consent, submitted the following resolution; which was read and referred to the Committee on Accounts, viz:

Resolved, That the clerk to the Committee on Coinage, Weights, and Measures be, and he is hereby, allowed the same compensation per diem now allowed to the clerks of the other standing committees.

Mr. John L. Vance, from the Committee on Printing, to which was referred the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring,) That there be printed of the report of R. W. Raymond on mining statistics for 1875, with the accompanying engravings, 2,500 copies for the use of the House of Representatives, 1,000 for the Senate, and 500 for the Secretary of the Treasury and commissioners, reported the same without amendment.

The House having proceeded to its consideration,

The said resolution was agreed to.

Mr. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. John L. Vance, by unanimous consent, the resolution of the Senate to print 10,000 additional copies of the message of the President in relation to the recent election in Louisiana, with certain other documents, was taken from the Speaker's table and referred to the Committee on Printing.

Mr. Mutchler, by unanimous consent, submitted the following resolution; which was read and referred to the Committee on Accounts, viz:

Resolved, That the Clerk of the House of Representatives be, and he is hereby, authorized and directed to pay out of the contingent fund to Francis A. Page, an employé of this House on the "soldier's roll," the

amount of his salary as disabled soldier from July 15, 1876, the date when he was last paid, to December 1, 1876.

On motion of Mr. Robert B. Vance, by unanimous consent, the bill of the Senate (S. 722) for the relief of Charles F. Chandler, was taken from the Speaker's table, read twice, and referred to the Committee on Patents, not to be brought back on a motion to reconsider.

On motion of Mr. Charles G. Williams, by unanimous consent, the bill of the Senate (S. 784) for the relief of Enoch Totten, administrator of the estate of William A. Lloyd, deceased, was taken from the Speaker's table, read twice, and referred to the Committee of Claims, not to be brought back on a motion to reconsider.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports;

When

Mr. Hurd, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 966) to provide for the holding of terms of the district and circuit courts of the United States at Bay City, Michigan, with a substitute (H. R. 4246) to provide for holding of terms of the district and circuit courts of the United States at Bay City, Michigan, which bill was read twice, ordered to be engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hurd moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Seelye, from the Committee on Indian Affairs, to which was referred the bill of the House (H. R. 346) authorizing payment to certain citizens of New Mexico for Indian depredations, reported the same adversely.

Ordered, That the bill do lie on the table, and that the accompanying report be printed.

Mr. Seelye, from the same committee, to which was referred the bill of the House (H. R. 325) to authorize the Secretary of the Interior to ascertain the amounts due to citizens of the United States for supplies furnished to the Sioux or Dakota Indians of Minnesota subsequent to August, 1860, and prior to the massacre of August, 1862, and providing for the payment thereof, reported the same adversely, accompanied by a report in writing thereon.

On motion of Mr. Seelye,

Ordered, That the said bill be committed to a Committee of the Whole House and printed.

Mr. Morgan, from the same committee, by unanimous consent, submitted the views of the minority thereon; which, with the report of the committee, were committed to a Committee of the Whole House and ordered to be printed.

Mr. Van Vorhes, from the same committee, to which was referred the resolution of the House (H. Res. 149) for the relief of John H. Pickering, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Cook, the Committee on Military Affairs was discharged from the further consideration of the bill of the House (H. R. 1687) to change the date of muster-in as second lieutenant of Hillborn O. Miller, late of Company G, First Ohio Heavy Artillery, and the petition of George S. Gustin, and the same were laid on the table.

Ordered, That the accompanying reports be printed.

Mr. Cook, from the same committee, reported resolutions of the House of the following titles, viz :

H. Res. 174. Joint resolution authorizing the issue of clothing to Private Patrick Noonan, Company G, Fifth United States Infantry ;

H. Res. 175. Joint resolution authorizing the issue of clothing to Company A, Second Regiment United States Cavalry ;

H. Res. 176. Joint resolution authorizing the issue of clothing to Private Francis Hegner, Company F, Seventh Cavalry, and Private John C. Collins, Company G, Seventh Cavalry ;

H. Res. 177. Joint resolution authorizing the issue of clothing to Sergeant Herman Theune, Company I, Twenty-third United States Infantry ;

which were severally read twice, ordered to be engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Cook moved to reconsider the votes by which the aforesaid resolutions were passed ; and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

On motion of Mr. Cook, the same committee was discharged from the further consideration of the petition of Levi S. Dudley, and the same was laid on the table.

Mr. John Reilly, from the same committee, to which was referred the bill of the House (H. R. 1950) declaring the lands constituting the Fort Readding military reservation, in Shasta County, California, subject to pre-emption and homestead entry, reported the same with a substitute therefor, (H. R. 4247,) for the transfer of Fort Readding military reservation to the Interior Department, and authorizing the sale of the same, accompanied by a report in writing thereon ; which bill (H. R. 4247) was read a first and second time.

Ordered, That the said substitute, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. John Reilly, the same committee was discharged from the further consideration of the bills of the House of the following titles, viz :

H. R. 3935. A bill authorizing the Secretary of War to deliver certain condemned ordnance to the municipal authorities of Boston, Massachusetts ;

H. R. 3938. A bill donating a condemned cannon for soldiers' monuments, to be erected at Yonkers and Sing Sing, and by the battle of White Plains Monument Association, in Westchester County, New York ; and the same were ordered to lie on the table.

Mr. John Reilly, from the same committee, to which was referred the bill of the House (H. R. 850) granting four condemned cannon and sixteen cannon-balls to the Soldiers' Monumental Association of Salem, Ohio, for monumental purposes, reported the same adversely.

On motion of Mr. Woodworth,

Ordered, That the said bill be committed to a Committee of the Whole House and printed.

Mr. John Reilly, from the same committee, to which was referred the bill of the House (H. R. 976) authorizing the Secretary of War to deliver to the city of Port Huron, Michigan, certain condemned cannon and balls for a soldiers' monument in Lakeside Cemetery, reported the same adversely.

On motion of Mr. Conger,

Ordered, That the said bill be recommitted to the Committee on Military Affairs.

On motion of Mr. John Reilly, the same committee was discharged from the further consideration of bills of the House of the following titles, and the same were ordered to lie on the table, viz:

H. R. 698. A bill donating condemned cannon and cannon-balls to the Colchester Monument Association, of Colchester, Connecticut, for monumental purposes.

H. R. 845. A bill condemning two pieces of brass ordnance for soldiers' monument at Caldwell, Ohio.

H. R. 697. A bill donating condemned cannon and cannon-balls to Ledyard Monument Association, of Ledyard, Connecticut, for monumental purposes.

H. R. 1228. A bill donating condemned cannon and cannon-balls to Samuel Orr and Philip Hornbrook for monumental purposes;

H. R. 3661. A bill donating condemned cannon for monumental purposes to Post No. 3, Grand Army of the Republic, of Taunton, Massachusetts.

H. R. 3697. A bill authorizing the Secretary of War to deliver to the commissioners of Forest Park, Saint Louis, Missouri, eight condemned cannon, to be used in constructing the base of the statue of Ex-Attorney-General Edward Bates.

H. R. 848. A bill donating condemned cannon and cannon-balls to the corporate authorities of the town of Oberlin, Ohio, for monumental purposes.

H. R. 1831. A bill to authorize the Secretary of War to appropriate condemned ordnance for the erection of a monument to the memory of the soldiers and sailors of Orange County, New York, who fell during the late war.

H. R. 3286. A bill donating condemned cannon and cannon-balls, for monumental purposes, to the Grand Army of the Republic, post organization at Lawrence, Massachusetts.

H. R. 3353. A bill donating condemned cannon to the town of Winchester, Massachusetts, for monumental purposes.

Also, from the petitions of Jonas A. Champney and 60 others, for one condemned cannon and two cannon-balls, for ornamenting the burial-ground at South Adams, Massachusetts.

Also, from the letter of the Secretary of War, transmitting letter of Quartermaster-General in relation to House resolution No. 102.

On motion of Mr. Banning,

The same committee was discharged from the further consideration of the following-named bills, petitions, and miscellaneous documents, and the same were ordered to lie on the table, viz:

Resolution of the Cincinnati chamber of commerce, relative to re-occupancy of Newport Barracks, Kentucky.

Resolution of the city council of Covington, Kentucky, on the same subject.

Letter from the Secretary of War, transmitting papers in relation to House bill No. 2935.

Petition of Cincinnati physicians, asking the passage of Senator Logan's bill for the re-organization of the medical staff of the Army.

Petition of George H. Herring, to be honorably discharged from the United States service.

Petition of Captain Reuben M. Potter, United States Army, asking passage of a law retiring officers over 70 years of age, when they desire it.

H. R. 2257. A bill for the relief of J. T. McGinnis, captain Thirteenth Infantry, United States Army.

Petition of 18 soldiers of the late war, of Venango County, Pennsylvania, asking passage of a law granting them each one hundred and sixty acres of land and \$200 in money.

Concurrent resolution of the legislature of the State of Kansas, against the reduction of the Army, and for defense of the frontier.

Petition of D. W. Bliss and others, praying passage of the bill to equalize soldiers' bounties.

Petition of the heirs of Benjamin Moore, asking compensation for services of said Moore in perfecting certain improvements in the manufacture of small-arms.

Executive Document No. 184, first session Forty-fourth Congress, in relation to the military expedition against the Sioux Indians.

Letter from the Secretary of the Interior, asking the return of papers in the case of Carter & Crary.

Also, from the further consideration of the letter of the Secretary of War in relation to the bill of the House No. 3878, and the same was referred to the Committee on the Public Lands.

Mr. John Reilly, from the same committee, to which were referred bills of the House of the following titles, viz :

H. R. 1996. A bill donating condemned cannon to Post 71, Grand Army of the Republic, Holyoke, Massachusetts; and

H. R. 2911. A bill donating certain condemned cannon to the soldiers' monument at Muscatine, Iowa; reported the same, the first adversely and the last-named bill with an amendment.

Ordered, That the said bills be committed to a Committee of the Whole House and printed.

On motion of Mr. Hardenberg, the same committee was discharged from the further consideration of the petition of Hiram S. Lathe.

Also, of the petition of A. Watson and others, relating to the Weather Bureau and the Chief Signal-Officer.

Also, of H. R. 1762. A bill declaring the lands constituting the Fort Crook military reservation, in Shasta County, California, subject to pre-emption and homestead entry.

Ordered, That the said petitions and bill do lie on the table and the accompanying reports be printed.

On motion of Mr. Glover, the same committee was discharged from the further consideration of bills of the House of the following titles, petitions, and other miscellaneous documents, and the same were laid on the table, viz :

H. R. 1683. A bill authorizing and directing the Secretary of War to give John Kirk, late lieutenant of Company E, Ninety-second Regiment Ohio Volunteer Infantry, an honorable discharge.

H. R. 760. A bill for the relief of Hiram B. Riddle.

H. R. 1568. A bill for the relief of Rice M. Brown.

H. R. 1007. A bill for the relief of the officers of the Fourth and Fifth Indian Regiments.

H. R. 1338. A bill for the relief of Adelbert C. Fassett.

H. R. 3094. A bill for the relief of Calvin B. Hinkley, late captain in the Nineteenth Maine Volunteers and first Maine Heavy Artillery.

H. R. 761. A bill for the relief of Anson B. Sams.

Memorial of the authorities of Boston, Massachusetts, in relation to a monument at Yorktown, Virginia.]

Resolution of the legislature of Texas, asking favorable consideration of the claims of soldiers and sailors in the late war with Mexico.

Executive Document No. 48, first session Forty-fourth Congress, in relation to the system of paying enlisted men.

Petitions of Francis B. Thompson, of Illinois, late surgeon of the Fifty-sixth Regiment Illinois Volunteer Infantry, and of William M. Burnett, late chaplain of the Third Tennessee Cavalry.

On motion of Mr. Alphens S. Williams, the same committee was discharged from the further consideration of bills and a joint resolution of the following titles:

H. R. 3882. A bill to authorize the President of the United States to enlist recruits for the Army of the United States, to serve not more than six months, to aid in suppressing the hostilities of certain bands of Sioux Indians;

H. R. 2901. A bill for the payment of non-commissioned officers according to duties discharged by them.

H. Res. 150. Joint resolution to authorize the President of the United States to accept the services of volunteers to aid in suppressing Sioux Indian hostilities in the Northwest;

H. R. 3794. A bill to retire an Army officer from active duty on account of age and distinguished services;

H. R. 2446. A bill to correct the date of commission of a certain officer of the Army;

H. R. 3253. A bill to change the position in the official Army Register of the name of Walter F. Halleck, first lieutenant, retired;

S. 73. A bill to extend the time for filing claims for additional bounty under the act of July 28, 1866;

Also, from a letter of the Secretary of War, transmitting letters in relation to the creation of a chief of artillery.

On motion of Mr. Strait, the same committee was discharged from the further consideration of bills of the following titles, and the same were laid on the table and the accompanying reports ordered to be printed, viz:

H. R. 389. A bill for the relief of William Corrothers.

H. R. 2151. A bill to compensate Jean Louis Comeaux, of the parish of La Fourche, Louisiana, for services rendered to the Government of the United States in recruiting and enlisting soldiers during the late war.

H. R. 2597. A bill for the relief of Hermann Mann, of Rochester, New York.

H. R. 2154. A bill for the relief of the heirs at law of John W. Cameron.

H. R. 206. A bill to amend the record of military service of Seth Bonney.

H. R. 2056. A bill directing the Second Auditor of the Treasury to settle the pay and bounty account of Moses Lord.

Also, from the petitions of James C. Bacon, Robert R. Davis, Louis Sontag, Jacob Taylor, William P. James, Nelson Sheiton, and Adam Berg, and the same were laid upon the table and the accompanying reports ordered to be printed.

Mr. Strait, from the same committee, reported a bill (H. R. 4248) for the relief of Emanuel Klauser, late corporal of Company H, Fifty-fourth Regiment Illinois Volunteers; which bill was read twice, ordered to be engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Strait, from the same committee, to which was referred the bill of the House (H. R. 2606) for the relief of Catherine Harris, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Strait moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Terry, from the same committee, to which was referred the bill of the House H. R. 1540, reported the same with a substitute therefor; which substituted bill, (H. R. 4249,) authorizing the Secretary of War to sell a portion of the Fort Dodge military reservation, in Kansas, to the Dodge City Town Company, was read twice, committed to the Committee of the Whole House on the state of the Union, and ordered to be printed.

Mr. Terry, from the same committee, to which was referred the bill of the House (H. R. 2248) to provide for the payment for certain improvements on lands now embraced in the military reservation of Fort Cameron, in the Territory of Utah, reported the same with amendments;

And,

Pending its consideration,

The morning hour expired.

Mr. Fernando Wood, from the Committee of Ways and Means, reported the following resolution, and demanded the previous question thereon, viz :

Resolved, That when the House adjourns on Saturday, the 23d instant, it shall adjourn to meet on Wednesday, the 27th instant; and when it adjourns on Saturday, the 30th instant, it shall adjourn to meet on Wednesday, January 3, 1877.

The demand for the previous question was seconded and the main question ordered;

And the question being put,

Will the House agree to the said resolution ?

It was decided in the affirmative, { Yeas..... 121
Nays..... 92
Not voting..... 76

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe
John D. C. Atkins
John H. Bagley, Jr.
Henry B. Banning
Richard P. Bland
Archibald M. Bliss
James H. Blount
Andrew R. Boone
Tarl Bradford
John M. Bright
Aylett H. Buckner
George C. Cabell
John H. Caldwell
William F. Caldwell
Alexander Campbell
Milton A. Candier
George W. Cate
Bernard G. Caulfield
Simeon B. Chittenden
John B. Clarke
John B. Clark, Jr.
Heater Clymer
Philip Cook
Jacob P. Cowan
Joseph J. Davis
George G. Dibrell
Beverly B. Douglas
George H. Durand
Milton J. Durham
Albert G. Egbert
E. John Ellis

Mr. Charles J. Faulkner
William H. Felton
Jesse J. Finley
William H. Forney
Benoni S. Fuller
Lucien C. Gause
John M. Glover
John Goode, Jr.
John R. Goodin
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
John Hancock
Henry R. Harris
Carter H. Harrison
Julian Hartridge
William Hartzell
Robert A. Hatcher
Eli J. Henkle
Frank Hereford
Abram S. Hewitt
Goldsmith W. Hewitt
Benjamin H. Hill
William S. Holman
Charles E. Hooker
Andrew Humphreys
Eppa Hunton
Frank H. Hurd
Edward C. Kehr

Mr. J. Proctor Knott
Lucius Q. C. Lamar
Franklin Landers
George M. Landers
Burwell B. Lewis
William P. Lynde
L. A. Mackey
Levi Malah
William McFarland
Henry B. Metcalfe
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
William Mutebier
William J. O'Brien
Henry B. Payne
Henry L. Pierce
Joseph Powell
David Rea
John H. Reagan
John Reilly
James B. Reilly
Haywood Y. Riddle
John Robbins
William M. Robbins
Charles B. Roberts
Alfred M. Scales
Gustave Schleichner
James Sheakley
Otho R. Singleton

Mr. William F. Slemmons
William E. Smith
Milton I. Southard
William A. J. Sparks
William B. Spencer
William S. Stenger
William H. Stone
Thomas Swann
Frederick H. Teese
William Terry
Philip F. Thomas
J. W. Throckmorton
John E. Tucker
Jacob Turney
Robert B. Vance
Gilbert C. Walker
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
W. C. Whitthorne
George Willard
Alphaeus S. Williams
James Williams
Jere N. Williams
Benjamin A. Willis
William W. Withshire
Benjamin Wilson
Fernando Wood
Casey Young.

Those voting in the negative are—

Mr. Lucien L. Ainsworth	Mr. Benjamin T. Eames	Mr. George W. McCrary	Mr. A. Herr Smith
William B. Anderson	James L. Evans	James W. McDill	William M. Springer
John C. Bagby	Edwin Flye	Samuel F. Miller	William H. Stanton
George A. Bagley	Greenbury L. Fort	James Monroe	Horace B. Strait
John H. Baker	Charles Foster	Charles H. Morgan	Adlai E. Stevenson
William H. Baker	Benjamin J. Franklin	Charles E. Nash	John K. Tarbox
Latimer W. Ballou	Chapman Freeman	Lawrence T. Neal	Jacob M. Thornburgh
Samuel N. Bell	William P. Frye	Nelson I. Norton	Martin I. Townsend
Henry W. Blair	Jere Haralson	Addison Oliver	John Q. Tufts
Nathan B. Bradley	Ang. A. Hardenbergh	Charles O'Neill	Nelson H. Van Vorhes
William R. Brown	Benjamin W. Harris	John B. Packer	John L. Vance
Horatio C. Burchard	Henry H. Hathorn	Horace F. Page	John T. Wait
Joseph G. Cannon	George W. Hendee	William A. Phillips	Alexander S. Wallace
Nathan T. Carr	Thomas J. Hendersson	William A. Piper	John W. Wallace
Thomas J. Cason	George G. Hoskins	Harris M. Plaisted	John O. Whitehouse
Francis D. Collins	Morton C. Hunter	Thomas C. Platt	Richard H. Whiting
Omar D. Conger	John A. Kasson	Earley F. Poppleton	Andrew Williams
Lorenzo Crounse	William D. Kelley	Allen Potter	Charles G. Williams
David B. Culbertson	E. W. Leavenworth	Joseph H. Rainey	William B. Williams
Augustus W. Cutler	J. V. Le Moyne	Ezekiel S. Sampson	James Wilson
John M. Davy	John K. Luttrell	John S. Savage	Alan Wood, jr.
Dudley C. Denison	John R. Lynch	Julius H. Seelye	L. D. Woodward
Samuel A. Dobbins	Henry S. Magoon	C. H. Sinnickson	Jesse J. Yeates.

Those not voting are—

Mr. Josiah G. Abbott	Mr. James A. Garfield	Mr. Elbridge G. Lapham	Mr. Milton Saylor
Charles H. Adams	Randall L. Gibson	William Lawrence	John G. Schumaker
Nathaniel P. Banks	Eugene Hale	William M. Levy	Robert Smalls
Lyman K. Bass	William S. Haymond	Scott Lord	Alex. H. Stephens
George M. Beebe	Charles Hays	C. D. MacDougall	William H. H. Stowell
Jos. C. S. Blackburn	George F. Hoar	John A. McMahon	Charles P. Thompson
John Young Brown	Solomon L. Hoge	Edwin R. Meade	Washington Townsend
Samuel D. Burchard	James H. Hopkins	William R. Morrison	Alfred M. Waddell
John H. Burleigh	John F. House	Jephtha D. New	Henry Waldron
Lucien B. Caswell	Jay A. Hubbell	N. Holmes Odell	Charles C. B. Walker
Chester W. Chapin	Stephen A. Hurlbut	James Phelps	Ansel T. Walling
Alex. G. Cochrane	John A. Hyman	John F. Phillips	William Walsh
Samuel S. Cox	George A. Jenks	Henry O. Pratt	Elijah Ward
William W. Crapo	Frank Jones	William J. Purman	G. Wiley Wells
Lorenzo Danford	Thomas L. Jones	Americus V. Rice	William A. Wheeler
Chester B. Darrall	Charles H. Joyce	Milton S. Robinson	John D. White
Resin A. DeBolt	Alanson M. Kimball	Miles Ross	Peter D. Wigginton
Mark H. Dunnell	William S. King	Sobieski Ross	Scott Wike
John R. Eden	Lafayette Lane	Jeremiah M. Rusk	William Woodburn.

So the resolution was agreed to.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Fernando Wood, by unanimous consent, from the same committee, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, directed to pay from the contingent fund of the House to Frank O. Hopkins the sum of \$600, for services rendered as clerk to the Committee of Ways and Means in the absence of the clerk of that committee during the Forty-fourth Congress.

Mr. Wood moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Fernando Wood, by unanimous consent, introduced a bill (H. R. 4250) to provide remedies for overcharge of duties on tonnage and imports; which was read a first and second time, referred to the Committee of Ways and Means, and ordered to be printed.

The Speaker, by unanimous consent, laid before the House the following executive communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, transmitting the report of Major Comstock, of the Engineer Corps, on the condition of the works on the South Pass of the Mississippi, to the Committee on Commerce and ordered to be printed.

II. A letter from the Secretary of the Interior, transmitting a letter from the Commissioner of Indian Affairs recommending an appropriation for the relief of John B. Monteith, to the Committee on Indian Affairs.

III. A letter from the Secretary of State, transmitting a statement of the names of consular officers not citizens of the United States to whom salaries have been paid during the fiscal year ending June 30, 1876, to the Committee on Foreign Affairs.

IV. A letter from the Secretary of War, transmitting from the Adjutant-General a report of the claim of R. B. Waller, late lieutenant Twentieth Kentucky Volunteers, to the Committee on Military Affairs.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Adams, for one week from the 26th instant ;

To Mr. William H. Baker, from the 22d instant until January 10, 1877 ;

To Mr. Ballou, from the 28th instant to January 3, 1877 ;

To Mr. Bagby, until January 1, 1877 ;

To Mr. George A. Bagley, for ten days from the 27th instant ;

To Mr. Bradley, for two weeks from to-morrow ;

To Mr. John Y. Brown, for ten days ;

To Mr. Joseph G. Cannon, from the 20th instant to January 5, 1877 ;

To Mr. Davis, for ten days from Thursday next ;

To Mr. Evans, for ten days from the 23d instant ;

To Mr. Hardenbergh, for ten days from December 22 ;

To Mr. Henderson, for ten days from the 22d instant ;

To Mr. Leavenworth, for two weeks ;

To Mr. Miller, from the 22d instant to January 4, 1877 ;

To Mr. Morgan, from December 27 to 30, inclusive ;

To Mr. Kelley, indefinitely from the 22d instant ;

To Mr. Nash, for twenty days ;

To Mr. John Reilly, until Monday next ;

To Mr. Sobieski Ross, indefinitely ;

To Mr. Savage, from the 20th instant to January 5, 1877 ;

To Mr. Sinnickson, for two weeks from the 20th instant ;

To Mr. Teese, from the 21st instant to January 3, 1877 ;

To Mr. Turney, two weeks from Thursday next ;

To Mr. Wait, for ten days from the 21st instant ;

To Mr. Warner, for ten days from the 21st instant ;

To Mr. James Williams, for one week from the 22d instant ;

To Mr. William B. Williams, for two weeks ; and

To Mr. Alan Wood, jr., from the 22d instant to January 3, 1877.

Mr. Singleton, from the Committee on Appropriations, reported a bill (H. R. 4251) making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes ; which was read twice, committed to the Committee of the Whole House on the state of the Union, and made the special order for Wednesday, December 20, after the morning hour, and from day to day thereafter until disposed of.

Mr. Conger reserved all points of order on the said bill.

Mr. Springer, by unanimous consent, submitted the following resolution ; which was read, considered, and agreed to, viz :

Resolved, That the Clerk be authorized to issue to the officers and employés of this House on the 23d instant checks for their salaries for the month of December.

Mr. Springer moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table ; which motion was agreed to.

Mr. Monroe, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the President of the United States be requested, if not incompatible with the public interests, to transmit to this House all correspondence between this Government and the republic of Venezuela, since the 15th day of May last, in reference to the Venezuela mixed commission, held under the convention of April 25, 1866.

Mr. Monroe moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Franklin Landers: A bill (H. R. 4252) for the relief of John W. Dodd & Co., of Indianapolis, Indiana, to the Committee of Ways and Means.

By Mr. John Reilly: A bill (H. R. 4253) to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," to the Committee on the Pacific Railroad.

By Mr. Wilshire: A bill (H. R. 4254) to exempt the State of Arkansas from the provisions of certain sections of chapter six of the Revised Statutes of the United States, entitled "Mineral lands and mining resources," to the Committee on Mines and Mining.

By Mr. Hunter: A bill (H. R. 4255) for the relief of Mary J. Sheperd, to the Committee on Invalid Pensions.

Also, a bill (H. R. 4256) for the relief of A. W. Greeley, Fifth Cavalry, to the Committee on Military Affairs.

Mr. Spencer, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay out of the contingent fund to E. K. Douglass, from June 1 to August 16, inclusive, at the rate of \$3 per day for services rendered as a messenger.

Mr. Spencer moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Leavenworth, by unanimous consent, submitted the following resolution; which was read and referred to the Committee for the District of Columbia, viz:

Resolved, That the Committee on the District of Columbia be, and they are hereby, instructed to inquire into the necessity of causing, at an early day, all that part of the District of Columbia lying north of the cities of Washington and Georgetown to be surveyed, laid out, and mapped, and the necessary monuments set to each block and public square; and also into the propriety of laying out the same in general conformity to the manner in which the city of Washington is laid out; and that said committee have leave to report by bill or otherwise.

And then,

On motion of Mr. Hale, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Durham reported that the committee, having had under consideration the bill of the House (H. R. 4188) making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes, had directed him to report the same without amendment.

The House having proceeded to its consideration,

After debate,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hale moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the following numbers, viz:

H. R. 1588, H. R. 1592, H. R. 2257, H. R. 3693, H. R. 4197.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the House of the following titles, viz:

H. R. 97. An act directing the Commissioner of the General Land-Office to issue certificate of relocation for 640 acres of land in the Territory of Missouri to the legal representatives of Samuel Ware;

H. R. 3504. An act for the relief of Thomas Day, of Indiana; without amendment.

The Senate have passed bills of the House of the following titles, viz:

H. R. 732. An act for the relief of Mrs. Catherine Thrush and William B. Stone, owners of the schooner Flight;

H. R. 732. An act for the relief of Philip Pendleton; and

H. R. 2736. An act to remove the political disabilities of N. H. Van Zandt, of Virginia;

the first two bills with amendments, and the last-named bill with an amendment; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 946. A bill for the relief of Gibbes & Co., of Charleston, South Carolina;

S. 991. A bill for the relief of Edwin Rogers; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed the following resolutions, in which I am directed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring,) 1. That the statues of John Winthrop and Samuel Adams are accepted in the name of the United States, and that the thanks of Congress are given to the State of Massachusetts for these memorials of two of her eminent citizens whose names are indissolubly associated with the foundation of the Republic.

2. That a copy of these resolutions, engrossed upon parchment and duly authenticated, be transmitted to the governor of the State of Massachusetts.

The House thereupon proceeded, under its previous order, to consider the said resolutions.

After debate thereon,

The question was put upon agreeing to the said resolutions, and they were unanimously adopted.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Reagan, at 4 o'clock and 35 minutes p. m., the House adjourned.

WEDNESDAY, DECEMBER 20, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Durand : The petition of disabled soldiers of Michigan, for an appropriation for artificial limbs, to the Committee on Appropriations.

By Mr. Goldsmith W. Hewitt : Petition of citizens of Blount and Winston Counties, Alabama, for the passage of the bill introduced by Mr. G. W. Hewett for the relief of settlers on lands claimed by the South and North Railroad, to the Committee on the Public Lands.

By Mr. Gilbert C. Walker : The petition of R. A. Brock, corresponding secretary and librarian of the Virginia Historical Society ; James McDonald, State librarian of Virginia ; W. H. Ruffner, superintendent of public instruction of Virginia ; J. O. Southall ; P. C. Nicholas, librarian of the Virginia State Law Library ; J. William Jones, secretary Southern Historical Society, Richmond, Virginia, and of the officers of libraries in different sections of the country, for the purchase by Congress of the papers of the General Count de Rochambeau, the commander of the French forces sent to aid Washington in our revolutionary struggle for national independence, to the Joint Committee on the Library.

Mr. Seelye, by unanimous consent, from the Committee on Indian Affairs, reported a bill (H. R. 4257) to amend an act entitled "An act to authorize the Seneca Nation of New York Indians to lease lands within the Cattaraugus and Allegheny reservations, and to confirm existing leases," approved February 19, 1875, as a substitute for H. R. 2158, with the same title ; which was read twice, ordered to be printed, and recommended to the said committee, not to be brought back on a motion to reconsider.

Mr. Stevenson, by unanimous consent, from the Committee for the District of Columbia, to which was referred the joint resolution of the House (H. Res. 169) authorizing the Secretary of War to supply blankets to the Reform School in the District of Columbia, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the joint resolution be engrossed and read a third time.

Being engrossed, the joint resolution was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hartridge, by unanimous consent, submitted the following resolution ; which was read and referred to the Committee on Accounts, viz :

Resolved, That the Committee on Expenditures in the Treasury Department be allowed a special clerk for the remainder of the session, to be appointed by the chairman thereof, and to receive the same compensation as clerks of regular committees.

The Speaker stated that he was informed that there was in the city a gentleman who bears to the people of this country from the Irish nation congratulations to our people on this Centennial year.

Whereupon,

Mr. Holman, by unanimous consent, submitted the following preamble and resolution, viz :

Whereas it has been announced to this House by the Speaker that Mr. John O'Connor Power, M. P., has been deputed to present to the

people of the United States congratulations of the Irish nation on the centenary of American Independence: Therefore,

Be it resolved, That the subject of his mission be referred for consideration to the Committee on Foreign Affairs, with instructions to report what action should, in their opinion, be taken in the premises.

Mr. Holman demanded the previous question thereon; which was seconded and the main question ordered, and under the operation thereof the said resolution was agreed to.

Mr. Holman moved to reconsider the vote by which the preamble and resolution were adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The regular order being demanded, the Speaker proceeded to call the committees for reports, and stated the question to be on agreeing to the substitute reported by Mr. Terry from the Committee on Military Affairs for the bill of the House (H. R. 2248) to provide for the payment for certain improvements on lands now embraced in the military reservation of Fort Cameron, in the Territory of Utah, and pending on yesterday when the morning hour expired.

The House having proceeded to its consideration,

The said substitute, (H. R. 4258,) with the same title, was read twice, ordered to be engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Terry, from the same committee, to which was referred the bill of the House (H. R. 1688) for the relief of Robert H. Flavell, sergeant Company F, Seventh Regiment Missouri Volunteers, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Terry, the Committee on Military Affairs was discharged from the further consideration of bills and a joint resolution of the House of the following titles, viz:

H. R. 2788. A bill for the relief of certain settlers on the Camp Lowell military reservation, Territory of Arizona.

H. R. 2554. A bill to extend the time within which the Court of Claims may hear and determine the claims of the officers and soldiers of the late war growing out of services therein.

H. R. 52. A bill to pay certain persons therein specified for horse illegally taken from them by officers of the United States.

H. R. 2605. A bill for the relief of Thomas B. Doe, of Virginia.

H. R. 3082. A bill for the relief of Richard T. Jacob, jr., lieutenant Sixth United States Infantry.

H. R. 2789. A bill for the relief of Charles A. Luke.

H. Res. 67. Joint resolution authorizing the Secretary of War to detail and assign to duty Army officers in connection with the Centennial Exposition.

H. R. 3724. A bill for the relief of First Lieutenant J. O. Yeckley, Twentieth United States Infantry.

H. R. 227. A bill to equalize the credits of officers of the Army in computing longevity allowance of pay.

H. R. 1293. A bill for the relief of Albert G. Peabody, jr.

H. R. 1004. A bill to provide for the removal of the Walla Walla,

Cayuse, and Umatilla Indians from the Umatilla reservation in Oregon, and for the sale of their lands.

H. R. 2497. A bill granting an honorable discharge to Benjamin F. Trine, Company A, second battalion, Fifteenth United States Infantry.

H. R. 2891. A bill for the relief of Eliza A. Fout, mother of Jeremiah Keeton, late of Company D, Second Virginia Cavalry.

H. R. 3155. A bill for the relief of James Richardson, late a private in Company E, Thirteenth Indiana Volunteer Cavalry.

H. R. 2350. A bill for the relief of Lieutenant Mason Carter, United States Army.

H. R. 4099. A bill for the relief of Lieutenant Thomas Nugent, Company H, Twenty-seventh Indiana Volunteers.

H. R. 3806. A bill for the relief of Edward Corselius, Colby Short, James W. Jubb, Sylvanus Avery, J. J. Hosner, George Hopkins, W. M. Wright, W. E. Clark, G. W. Cramton, M. McDermott, E. Allen, late members Michigan Veteran Volunteer Cavalry.

H. R. 2917. A bill to restore C. T. Speer, of Colorado Territory, to his rank and position as second lieutenant in the Eleventh United States Infantry.

Also, from the further consideration of the following petitions, viz:

Petition of First Lieutenant James M. Bell, Seventh Cavalry, United States Army.

Petition of certain disabled volunteer officers of the Union Army, now at the National Home at Dayton, Ohio, relative to the inequality in the pay of retired officers and pensioned officers of corresponding rank and disability.

Petition of William Mosely, late a hospital-steward, United States Army.

Petition of William Geisel, late second lieutenant Company C, Sixth Kentucky Volunteer Infantry.

Ordered, That the said bills, joint resolution, and petitions do lie on the table.

On motion of Mr. Banning, the same committee was discharged from the further consideration of bills of the House of the following titles, viz:

H. R. 2564. A bill to prevent monopoly and exorbitant charges in trading establishments at military posts, and to secure good order at the same.

H. R. 2530. A bill to reorganize the property and money departments of the Army, and for purposes connected therewith.

H. R. 3995. A bill to authorize the President of the United States to accept the services of Montana volunteers for the suppression of Indian hostilities.

Mr. Banning, from the same committee, to which was referred the bill of the House (H. R. 36) to restore the name of Captain Edward S. Meyer to the active list of the Army, with the objections of the President thereto, reported the same with the recommendation that the bill do not pass.

The Speaker stated the question to be, "Will the House, on reconsideration, agree to the passage of the said bill, the President's objections to the contrary notwithstanding?"

And being put, the question being taken by yeas and nays, as required by the Constitution,

It was decided in the negative,	{	Yeas	1
		Nays	197
		Not voting	91

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. William Terry.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. E. John Ellis	Mr. Lafayette Lane	Mr. Otho R. Singleton
Lucien L. Ainsworth	James L. Evans	E. W. Leavenworth	C. H. Sinnamon
William B. Anderson	Charles J. Faulkner	William M. Levy	William F. Slemmons
Thomas S. Ashe	William H. Felton	Burwell B. Lewis	A. Herr Smith
Jonh D. C. Atkins	Jesse J. Finley	John K. Luttrell	William E. Smith
George A. Bagley	William H. Forney	John R. Lynch	Milton I. Southard
John H. Bagley, Jr.	Charles Foster	L. A. Mackey	William A. J. Sparks
John H. Baker	Benjamin J. Franklin	Henry S. Magoon	William B. Spencer
William H. Baker	Chapman Freeman	Levi Maish	William M. Springer
Latimer W. Ballou	William P. Frye	George W. McCrary	William H. Stanton
Henry B. Banning	Benoni S. Fuller	James W. McDill	Horace B. Strait
Samuel N. Bell	James A. Garfield	William McFarland	William S. Stenger
Henry W. Blair	Lucien C. Gause	Henry B. Metcalfe	Adlai E. Stevenson
Richard P. Bland	Randall L. Gibson	Samuel F. Miller	William H. Stone
Archibald M. Bliss	John M. Glover	Charles W. Milliken	Thomas Swanx
James H. Blount	John Goode, Jr.	Hernando D. Money	John K. Tarbox
Andrew R. Boone	John R. Goodin	James Monroe	Philip F. Thomas
Taul Bradford	Thomas M. Gunter	Charles H. Morgan	Jacob M. Thornburgh
Nathan B. Bradley	Andrew H. Hamilton	William Mutchler	Martin I. Townsend
John M. Bright	Robert Hamilton	Lawrence T. Neal	John R. Tucker
William R. Brown	John Hancock	Nelson I. Norton	John Q. Tufts
Horatio C. Burchard	Jere Haralson	William J. O'Brien	Nelson H. Van Vorhes
Samuel D. Burchard	Ang. A. Hardenbergh	Addison Oliver	John L. Vance
George C. Cabell	Benjamin W. Harris	Charles O'Neill	Robert B. Vance
William P. Caldwell	Henry R. Harris	John B. Packer	John T. Wait
Alexander Campbell	John T. Harris	Horace F. Page	Gilbert C. Walker
Milton A. Candler	Julian Hartridge	Henry B. Payne	Alexander S. Wallace
Joseph G. Cannon	William Hartzell	William A. Phillips	John W. Wallace
Nathan T. Carr	Robert A. Hatcher	Henry L. Pierce	Levi Warner
Thomas J. Cason	Henry H. Hathorn	William A. Piper	Henry Watterson
George W. Cate	William S. Haymond	Harris M. Plasted	Erastus Wells
Bernard G. Caulfield	George W. Hendee	Thomas C. Platt	John D. White
Simoon B. Chittenden	Thomas J. Henderson	Earley F. Poppleton	John O. Whitehouse
John B. Clarke	Frank Hereford	Allen Potter	Richard H. Whiting
Hester Clymer	Abram S. Hewitt	Joseph Powell	W. C. Whitthorne
Francis D. Collins	Geldamith W. Hewitt	Henry O. Pratt	George Willard
Omar D. Conger	Goldamin H. Hill	William J. Purman	Andrew Williams
Philip Cook	George F. Hoar	Joseph H. Raibey	Alpheus S. Williams
Jacob P. Cowan	William S. Holman	David Rea	Charles G. Williams
Lorenzo Crouse	George G. Hoskins	John H. Reagan	James Williams
David B. Culbertson	Andrew Humphreys	James B. Relly	Jere N. Williams
Augustus W. Cutler	Morton C. Hunter	Haywood Y. Riddle	William B. Williams
Joseph J. Davis	Eppa Hunton	John Robbins	Benjamin A. Willis
John M. Davy	Frank H. Hurd	William M. Robbins	Benjamin Wilson
George G. Dibrell	John A. Kasson	Jeremiah M. Rusk	James Wilson
Samuel A. Dobbins	Edward C. Kehr	Ezekiel S. Sampson	Alan Wood, Jr.
Beverly B. Douglas	J. Proctor Knott	Alfred M. Scales	Fernando Wood
George H. Durand	Lucius Q. C. Lamar	Gustave Schleicher	Jesse J. Yates
Milton J. Durham	George M. Landers	Julius H. Seelye	Casey Young.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Edwin Flye	Mr. J. V. Le Moyne	Mr. Robert Smalls
John C. Bagby	Greenbury L. Fort	Scott Lord	Alex. H. Stephens
Nathaniel P. Banks	Eugene Hale	William P. Lynde	William H. H. Stowell
Lyman K. Baes	Carter H. Harrison	C. D. MacDougall	Frederick H. Teese
George M. Beebe	Charles Hays	John A. McMahon	Charles P. Thompson
Joa. C. S. Blackburn	Eli J. Henkle	Edwin R. Meade	J. W. Throckmorton
John Young Brown	Solomon L. Hoge	Roger Q. Mills	Washington Townsend
Aylett H. Buckner	Charles E. Hooker	William R. Morrison	Jacob Turney
John H. Burleigh	James H. Hopkins	Charles E. Nash	Alfred M. Waddell
John H. Caldwell	John F. House	Jephtha D. New	Henry Waldron
Lucien B. Caswell	Jay A. Hubbell	N. Holmes Odell	Charles C. B. Walker
Chester W. Chapin	Stephen A. Hurlbut	James Phelps	Ansel T. Walling
John B. Clark, Jr.	John A. Hyman	John F. Phillips	William Walsh
Alex. G. Cochrane	George A. Jenks	John Reilly	Elijah Ward
Samuel S. Cox	Frank Jones	Americus V. Rice	William W. Warren
William W. Crapo	Thomas L. Jones	Charles B. Roberts	G. Wiley Wells
Lorenzo Danford	Charles H. Joyce	Milton S. Robinson	William A. Wheeler
Chester B. Darrall	William D. Kelley	Miles Ross	Peter D. Wigginton
Rezin A. DeBolt	Alanson M. Kimball	Sobieski Ross	Scott Wike
Dudley C. Denison	William S. King	John S. Savage	William W. Wilsheire
Mark H. Dunnell	Franklin Landers	Milton Saylor	William Woodburn
John R. Eden	Elbridge G. Lapham	John G. Schumaker	L. D. Woodworth.
Albert G. Egbert	William Lawrence	James Sheakley	

So the House, on reconsideration, refused to pass the said bill.

Mr. Lynde, from the Committee on the Judiciary, to which was referred the dispatch of Mr. Morrison, the chairman of the Select Committee to Investigate the Recent Election in Louisiana, in relation to the

refusal of certain persons to produce certain papers and telegrams desired by the said committee, made a report in writing thereon, accompanied by the following resolutions, viz:

Resolved, That whenever any witness duly subpoenaed to appear before any committee of investigation of the House refuses to appear before such committee, or refuses to produce any books, papers, or telegrams in his possession or under his control, when required, the committee shall report the name of such witness and the facts and circumstances relating to such refusal for the action of the House.

Resolved, That whenever a witness has been duly subpoenaed to appear before a committee of this House, any person who shall tamper with such witness in regard to the evidence to be given by him before the committee, or who shall interfere with or prevent the attendance of such witness before the committee to give testimony, or interfere with or prevent, or endeavor to intimidate or prevent, such witness from producing any books, papers, or telegrams required by the committee, on the facts being reported to the House such person shall be brought to the bar of the House to answer for a breach of the privileges of the House.

Mr. Hurd, by unanimous consent, on behalf of the minority of the said committee, submitted the following amendment as an additional resolution, viz:

Resolved, That the subpoenas issued by House committees commanding telegrams, books, papers, and other documents to be produced should describe them with such convenient particularity as may be, in order that they may be made capable of identification; and in cases where telegrams are ordered to be produced they should be described by reference to the names of the parties sending and receiving the same, the general subject-matter of their contents, and the date, as near as may be, of their transmission; but the committees charged with the inquiry shall not be required to make such description when, after having determined that they have reasonable ground to believe that telegrams are material to such inquiry, they shall be ignorant of the parties to such telegrams, of their contents, and dates; but any description which will enable such telegrams to be identified shall be deemed sufficient.

Pending which,

Mr. Knott, by unanimous consent, submitted the following as a substitute for the resolution reported by Mr. Lynde and the amendment thereto submitted by Mr. Hurd, viz:

Resolved, That there is nothing in the law rendering a communication transmitted by telegraph any more privileged than a communication made orally or in any other manner whatever; that this House has the power through its subpoena, under the hand and seal of its Speaker, to require any person to appear before any committee to which it has given authority to examine witnesses and send for persons and papers, and bring with him such books or papers, whether the papers be telegraphic messages or others, for the inspection of such committee, as such committee may deem necessary to the investigation with which such committee may have been charged; and that such committee may order and direct any witness who may be brought before it to produce to the committee any book or paper, whether such paper be a telegraphic dispatch or other, which may appear to be in his possession or under his control, which said committee may deem necessary to the investigation with which it may have been charged; and that any person upon whom such subpoena shall have been served, who shall disobey the same, or, having appeared as a witness, shall disobey the order

of such a committee to produce any book or paper which he shall have been ordered by such committee to produce, should be brought to the bar of the House upon a report of the facts by the committee to answer for a contempt of the authority of the House, and dealt with as the law under the facts may require.

Resolved, That any person who shall prevent, or attempt to prevent, any person who shall have been subpoenaed to appear before any committee of this House from so appearing or from testifying before said committee, or from producing any book or paper which such witness may have been required to produce, or prevent or attempt to prevent any such witness from speaking the truth before such committee, should, upon a report by the committee of all the facts, be brought to the bar of the House to answer for a contempt, and dealt with as the law under the facts may require.

Mr. Lynde moved the previous question; which was seconded and the main question ordered.

After debate,

The question was put, first, upon the amendment submitted by Mr. Hurd,

And it was decided in the negative, { Yeas 93
Nays 122
Not voting 74

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. James A. Garfield	Mr. Samuel F. Miller	Mr. Milton I. Southard
William B. Anderson	John R. Goodin	James Monroe	Horace B. Stralt
George A. Bagley	Eugene Hale	Lawrence T. Neal	Adlai E. Stevenson
John H. Baker	Andrew H. Hamiltan	Nelson I. Norton	William H. H. Stowell
William H. Baker	John Hancock	Addison Oliver	Jacob M. Thornburgh
Latimer W. Ballou	Jere Haralson	Charles O'Neill	Martin I. Townsend
Samuel N. Bell	Benjamin W. Harris	John B. Packer	John Q. Tufts
Henry W. Blair	Henry H. Hathorn	Horace F. Page	Nelson H. Van Vorhes
Nathan B. Bradley	William S. Haymond	William A. Phillips	John T. Wait
William R. Brown	George W. Hendee	Henry L. Pierce	Henry Waldron
Horatio C. Burchard	Abram S. Hewitt	Harris M. Plaisted	Alexander S. Wallace
Joseph G. Cannon	George F. Hoar	Thomas C. Platt	John W. Wallace
Thomas J. Cason	George G. Hoskins	Allen Potter	John D. White
Simon B. Chittenden	Morton C. Hunter	Henry O. Pratt	John O. Whitehouse
Omar D. Conger	Frank H. Hurd	William J. Purman	Richard H. Whiting
Lorenzo Crounse	John A. Kasson	Joseph H. Rainey	Andrew Williams
John M. Davy	Lafayette Lane	James B. Reilly	Charles G. Williams
Samuel A. Dobbins	E. W. Leavenworth	Charles B. Roberts	William B. Williams
George H. Durand	John K. Luttrell	Jeremiah M. Rusk	Benjamin A. Willis
Benjamin T. Eames	John R. Lynch	Ezekiel S. Sampson	James Wilson
James L. Evans	Henry S. Magoon	Julius H. Seelye	Alan Wood, jr.
Charles Foster	George W. McCrary	C. H. Simmickson	L. D. Woodworth
Chapman Freeman	James W. McDill	A. Herr Smith	Jesse J. Yeates.
William P. Frye			

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Francis D. Collins	Mr. Henry R. Harris	Mr. William P. Lynde
Thomas S. Ashe	Phillip Cook	John T. Harris	L. A. Mackey
John D. C. Atkins	Jacob P. Cowan	Carter H. Harrison	Levi Malish
John H. Bagley, jr.	David B. Culberson	Julian Hartridge	Henry B. Metcalfe
Henry B. Banning	Augustus W. Cutler	William Hartzell	Charles W. Milliken
Richard P. Bland	Joseph J. Davis	Robert A. Hatchner	Roger Q. Mills
Archibald M. Bliss	George G. Dibrell	Eli J. Henkle	Hernando D. Money
James H. Blount	Beverly B. Douglas	Frank Hereford	Charles H. Morgan
Andrew R. Boone	Milton J. Durham	Goldsmith W. Hewitt	William Mutchler
Taul Bradford	E. John Ellis	Benjamin H. Hill	William J. O'Brien
John M. Bright	Charles J. Faulkner	William S. Holman	Henry B. Payne
Aylett H. Buckner	William H. Felton	Charles E. Hooker	William A. Piper
Samuel D. Burchard	Jesse J. Finley	Andrew Humphreys	Earley F. Poppleton
George C. Cabell	William H. Forney	Eppa Hunton	Joseph Powell
William P. Caldwell	Benjamin J. Franklin	Frank Jones	David Rea
Alexander Campbell	Benoni S. Fuller	Edward C. Kehr	John H. Reagan
Milton A. Candler	Lucien C. Gause	J. Proctor Knott	Haywood Y. Riddle
Nathan T. Carr	Randall L. Gibson	Lucius Q. C. Lamar	John Robbins
George W. Cate	John M. Glover	Franklin Landers	William M. Robbins
Bernard G. Canfield	John Goode, jr.	George M. Landers	Alfred M. Seales
John B. Clarke	Thomas M. Gunter	J. V. Le Moyne	Gustave Schleicher
John B. Clark, jr.	Robert Hamilton	William M. Levy	James Sheakley
Heister Clymer	Aug. A. Hardenbergh	Burwell B. Lewis	Otho R. Singleton

Mr. William F. Slemmons
William E. Smith
William A. J. Sparks
William B. Spencer
William M. Springer
William H. Stanton
William S. Stenger
William H. Stone

Mr. Thomas Swann
John K. Tarbox
Frederick H. Teese
William Terry
Phillip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney

Mr. John L. Vance
Robert B. Vance
Gilbert C. Walker
Levi Warner
Henry Watterson
Erastus Wells
W. C. Whitthorne

Mr. George Willard
James Williams
Jere N. Williams
William W. Wilshire
Benjamin Wilson
Fernando Wood
Casey Young.

Those not voting are—

Mr. Josiah G. Abbott
John C. Bagby
Nathaniel P. Banks
Lyman K. Bass
George M. Beebe
Jos. C. S. Blackburn
John Young Brown
John H. Burleigh
John H. Caldwell
Lucien B. Caswell
Chester W. Chapin
Alex. G. Cochrane
Samuel S. Cox
William W. Crapo
Lorenzo Danford
Chester B. Darrall
Rezin A. DeBolt
Dudley C. Denison
Mark H. Dunnell

Mr. John R. Eden
Albert G. Egbert
Edwin Flye
Greenbury L. Fort
Charles Hays
Thomas J. Henderson
Solomon L. Hoge
James H. Hopkins
John F. House
Jay A. Hubbell
Stephen A. Hurlbut
John A. Hyman
George A. Jenks
Thomas L. Jones
Charles H. Joyce
William D. Kelley
Alanson M. Kimball
William S. King
Elbridge G. Lapham

Mr. William Lawrence
Scott Lord
C. D. MacDougall
William McFarland
John A. McMahon
Edwin R. Meade
William R. Morrison
Charles E. Nash
Jephtha D. New
N. Holmes Odell
James Phelps
John F. Phillips
John Reilly
Americus V. Rice
Milton S. Robinson
Miles Ross
Soblecki Ross
John S. Savage

Mr. Milton Saylor
John G. Schumaker
Robert Smalls
Alex. H. Stephens
Charles P. Thompson
Washington Townsend
Alfred M. Waddell
Charles C. B. Walker
Ansel T. Walling
William Walsh
Elijah Ward
William W. Warren
G. Wiley Wells
William A. Wheeler
Peter D. Wigginton
Scott Wike
Alpheus S. Williams
William Woodburn.

So the amendment was rejected.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question then recurred upon the substitute submitted by Mr. Knott;

And being put,

It was decided in the affirmative.

So the substitute submitted by Mr. Knott was agreed to.

Mr. Lynde moved to reconsider the vote by which the resolutions were adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Judiciary Committee be instructed to inquire whether by the appropriation act of August 15, 1876, the twenty-one clerks to committees of the House therein mentioned are entitled to receive as compensation during the fiscal year ended June 30, 1877, the amount per diem designated in said act for their actual services.

Mr. Knott moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Mills: A bill (H. R. 4259) to re-organize and render more efficient the Navy Department, to the Committee on Naval Affairs.

By Mr. Piper: A bill (H. R. 4260) granting to the Alaska Ship-building and Lumber Company the right to occupy and purchase certain lands in the Territory of Alaska upon paying the Government price therefor, and for other purposes, to the Committee on the Public Lands.

By unanimous consent, Mr. Lane, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 125) to provide for the sale of desert lands in Modoc and Siskiyou Counties, California, reported the same with a substitute therefor; which bill, (H. R. 4261,) to provide for the sale of desert lands in certain States and Territories, was read twice, ordered to be printed, and recommitted to the said committee, not to be brought back on a motion to reconsider.

Mr. Robert B. Vance, by unanimous consent, submitted the following

concurrent resolution; which was read and referred to the Committee on Printing, viz:

Resolved by the House of Representatives, (the Senate concurring,) That there be printed 4,500 copies of the Geological and Geographical Survey of the Territories for 1875 by Professor Hayden.

On motion of Mr. William A. Phillips, by unanimous consent, the bill of the House (H. R. 1984) to provide for the sale of certain lands in Kansas, with amendments of the Senate thereto, was taken from the Speaker's table, the said amendments non-concurred in, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4124) to provide for the expenses of certain special committees, submitted the following report, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4124) to provide for the expenses of certain special committees, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses, as follows:

That the Senate recede from its disagreement to the amendment of the House to the amendment No. 1, and agree to the same, with an amendment as follows:

In lieu of "thirty" insert *thirty-five*, (making the appropriation \$35,000,) and add at the end of the section amended the following:

And the Clerk of the House shall pay such parts of the sum above appropriated as the chairmen of the committees respectively shall, in writing, direct, for the purposes aforesaid, to the Sergeant-at-Arms of the House, who shall, as soon thereafter as practicable, make report, in writing, to the House of the manner in which the sums thus paid to him have been expended, accompanied with vouchers in detail; which report and vouchers, when examined and approved by the Committee on Accounts of the House, shall be deemed a sufficient settlement of his accountability for the money thus paid to him; and any unexpended balance remaining in the hands of the Sergeant-at-Arms after such settlement shall be paid by him into the Treasury of the United States, to the credit of the fund for which it was appropriated;

And the House agree to the same.

That the Senate recede from its disagreement to the amendment of the House to the amendment No. 2, and agree to the same, with an amendment as follows: In lieu of "thirty" insert *thirty-five*, (making the appropriation \$35,000;) and the House agree to the same.

WM. S. HOLMAN,

J. D. C. ATKINS,

EUGENE HALE,

Managers on the part of the House.

WM. WINDOM,

H. G. DAVIS,

Managers on the part of the Senate.

The report having been read,

Mr. Holman moved the previous question thereon; which was seconded and the main question ordered, and under the operation thereof the said report was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Fenn, by unanimous consent, the bill of the Senate (S. 538) to create an additional land-district in the Territory of Idaho, was taken from the Speaker's table, read twice, and referred to the Committee on the Territories.

Mr. James Wilson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House the following executive communications, which were referred as follows, viz:

I. A letter from the Secretary of War, transmitting, in answer to a resolution of the House, the report of Lieutenant-Colonel Gillmore, of the United States Army, relative to the building and grounds known as the Citadel, Charleston, South Carolina, to the Committee on Public Buildings and Grounds.

II. A letter from the same, transmitting a statement of the number of troops now at Fort Sill, Indian Territory, and Forts Griffin and Richardson, Texas, to the Committee on Military Affairs.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed a bill (S. 606) to establish the Territory of Huron, and to provide a temporary government therefor; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the House of the following titles, viz:

H. R. 2043. A bill to improve the law in relation to dower in the District of Columbia; and

H. R. 4120. A bill making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878; the first-named bill with amendments, and the latter with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 1026. A bill for the relief of Thomas Van Duzen and his assigns for lands.

The Speaker announced that he had appointed Mr. Mackey a member of the board of directors of the Columbia Hospital for Women, to fill the vacancy occasioned by the resignation of Mr. Randall.

By unanimous consent, leaves of absence were granted as follows, viz:

To Mr. Ashe, for 10 days from the 23d instant.

To Mr. John H. Baker, from the 27th to the 30th instant.

To Mr. Andrew H. Hamilton, from the 27th instant to January 10, 1877.

To Mr. Benjamin W. Harris, from the 23d instant to January 3, 1877.

To Mr. Odell, until January 2, 1877.

To Mr. Oliver, for two weeks from Thursday.

To Mr. O'Neill, for three days from the 26th instant.

To Mr. Powell, for one week from the 22d instant.

To Mr. Money, from Thursday next until January 3, 1877.

To Mr. William M. Robbins, from the 23d instant to January 3, 1877.

To Mr. Stevenson, for ten days from Friday next.

To Mr. Seelye, for ten days from the 22d instant.

To Mr. Robert B. Vance, from the 21st instant until January 2, 1877.

To Mr. Warren, for three days from the 26th instant.

To Mr. Andrew Williams, for ten days from the 22d instant.

To Mr. Jere N. Williams, from the 26th instant to January 3, 1877.

And then,

On motion of Mr. Page, at 4 o'clock and 10 minutes p. m., the House adjourned.

THURSDAY, DECEMBER 21, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Banning: The petition of John A. Lynch, acting quartermaster for the Western Department, under the command of Major-General John C. Frémont, for compensation while acting as said quartermaster, to the Committee on Military Affairs.

By Mr. Fenn: The petition for a post-route from Kilton, Utah Territory, to Rock Creek, Idaho Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. Hooker: The memorial of Annetta Mary Vauclair, for a pension, to the Committee on Invalid Pensions.

By Mr. Seelye: The petition of Augustus Watson, to abolish the Presidency, to the Committee on the Judiciary.

By Mr. Van Vorhes: The petition and affidavits in relation to the claim of Oscar B. Nott, late a private of Company K, One hundred and sixty-first Regiment Ohio Volunteer Infantry, for a pension, to the Committee on Invalid Pensions.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz :

By Mr. Milliken: A bill (H. R. 4262) for the relief of W. N. Halde-
man, to the Committee of Ways and Means.

Also, a bill (H. R. 4263) for the relief of R. D. Solmans, and others, to the Committee on War-Claims.

By Mr. Willis: A bill (H. R. 4264) providing for the organization of the Navy during peace, to the Committee on Naval Affairs.

By Mr. George M. Landers: A bill (H. R. 4265) making appropriation for continuing construction of custom-house and post-office at Hartford, Connecticut, to the Committee on Appropriations.

By Mr. O'Neill: A bill (H. R. 4266) to amend section 2325 of the Revised Statutes relating to the development of the mining resources of the United States, to the Committee on Mines and Mining.

Also, a bill (H. R. 4267) for the relief of Mrs. Elizabeth Birney Cadwallader Hare, widow of George H. Hare, late a lieutenant in the United States Navy ;

By Mr. Van Vorhes: A bill (H. R. 4268) granting a pension to Oscar B. Knott, late a private in Company K, One hundred and sixty-first Regiment Ohio Volunteer Infantry ;
to the Committee on Invalid Pensions.

By Mr. Kasson: A bill (H. R. 4269) to amend section 3880 of the Revised Statutes, to the Committee on Coinage, Weights, and Measures.

By Mr. Gilbert C. Walker: A bill (H. R. 4270) to amend section 2002 and repeal sections 1980, 5291, and 5528 of the Revised Statutes of the United States.

By Mr. Bliss: A bill (H. R. 4271) authorizing William Lewis and William H. Lewis to make application to the Commissioner of Patents for the extension of their patent for new and useful photographic-plate holders, to the Committee on Patents.

Mr. Scales, by unanimous consent, from the Committee on Indian Affairs, reported a bill (H. R. 4272) authorizing the use of certain funds

now in the Treasury belonging to the Osage Indians; which was read twice, ordered to be engrossed, read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Scales moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Kidder, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 2114) to give parties contestant time to file on or enter lands under the pre-emption, homestead, or timber-culture acts after the contests shall have been finally decided, reported the same with an amendment.

Ordered, That the said bill and proposed amendment be printed and recommitment to the said committee, not to be brought back on a motion to reconsider.

Mr. Hunton, by unanimous consent, from the Committee on Revolutionary Pensions, to which was referred the bill of the House (H. R. 1985) granting a pension to Mary E. Campbell, reported the same, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Hatcher, by unanimous consent, submitted a memorial of the governors of Missouri, Illinois, Iowa, Kansas, Nebraska, Minnesota, and others, asking action of Congress in reference to the grasshopper plague; which was referred to the Committee on Appropriations, and ordered to be printed.

Mr. Platt, by unanimous consent, submitted the following preamble and resolution, viz:

Whereas Abram S. Hewitt, a member of this House, has asserted on this floor in public speech that his letters, passing through the post-office at the city of New York, have been illegally opened before delivery and while in charge of the postal officers or employés of the United States: Therefore,

Resolved, That a committee of five members of this House be appointed to investigate said charge, and whether the same be true or false, and by whom, if by any person, said criminal act or acts were committed, and report thereon to this House as early as practicable; and that said committee have power to send for persons and papers.

Mr. Platt demanded the previous question thereon,

And the House refused to second the same.

Whereupon

Mr. Holman submitted an amendment to the said resolution;

Pending which,

Mr. Buckner moved that the said resolution and amendment do lie on the table;

And the question being put,

It was decided in the negative,	{	Yeas.....	53
		Nays.....	143
		Not voting.....	93

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Luolen L. Ainsworth	Mr. Milton A. Candler	Mr. Beverly B. Douglas	Mr. Julian Hartridge
Thomas S. Ashe	Nathan T. Carr	William H. Felton	William S. Haymond
John D. C. Atkins	George W. Cate	Jesse J. Finley	Frank H. Hurd
Samuel N. Bell	Chester W. Chapin	William H. Forney	J. Proctor Knott
James H. Blount	John B. Clarke	Benoni S. Fuller	George M. Landers
Andrew R. Boone	Hester Clymer	John Goode, Jr.	William F. Lynde
Taul Bradford	Philip Cook	Robert Hamilton	William Mutchler
Aylett H. Buckner	Jacob F. Cowan	Henry R. Harris	William A. Piper
John H. Caldwell	George G. Dibrell	John T. Harris	John H. Reagan

Mr. Haywood Y. Riddle	Mr. James Sheakley	Mr. Milton I. Southard	Mr. Levi Warner
John Robbins	Otho R. Singleton	William R. Spencer	John O. Whitehouse
William M. Robbins	William F. Siemons	Thomas Swann	Benjamin A. Willis
Charles B. Roberts	William E. Smith	John K. Swann	Jesse J. Yeates.
Alfred M. Scales			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Chapman Freeman	Mr. John R. Lynch	Mr. William M. Springer
George A. Bagley	William P. Frye	L. A. Mackey	William H. Stanton
John H. Bagley, Jr.	James A. Garfield	Henry S. Magoon	Adlai E. Stevenson
John H. Baker	Lucien C. Gause	Levi Mahab	William H. Stone
William H. Baker	John R. Goodin	George W. McCrary	William Terry
Latimer W. Ballou	Thomas M. Gunter	James W. McDill	Jacob M. Thornburgh
Henry B. Banning	Eugene Hale	William McFarland	J. W. Throckmorton
Henry W. Blair	Andrew H. Hamilton	Henry B. Metcalfe	Martin I. Townsend
Richard P. Bland	John Hancock	Charles W. Milliken	John R. Tucker
Archibald M. Bliss	Jere Haralson	Roger Q. Mills	John Q. Tufts
Nathan B. Bradley	Aug. A. Hardenbergh	Hernando D. Money	Nelson H. Van Vorhes
John M. Bright	Benjamin W. Harris	James Monroe	John L. Vance
William R. Brown	William Hartzell	Charles H. Morgan	Robert B. Vance
Horatio C. Burchard	Robert A. Hatchers	Lawrence T. Neal	John T. Wait
George C. Cabell	Henry H. Hathorn	Nelson I. Norton	Gilbert C. Walker
William P. Caldwell	George W. Hendee	William J. O'Brien	Alexander S. Wallace
Alexander Campbell	Eli J. Henkle	Addison Oliver	John W. Wallace
Thomas J. Cason	Frank Hereford	Charles O'Neill	William W. Warren
Bernard G. Caulfield	Goldsmith W. Hewitt	Horace F. Page	Henry Watterson
Simon B. Chittenden	George F. Hoar	Henry B. Payne	Erastus Wells
John B. Clark, Jr.	William S. Holman	William A. Phillips	John D. White
Francis D. Collins	Charles E. Hoeker	Henry L. Pierce	Richard H. Whiting
Omar D. Conger	George G. Hoekins	Harris M. Plaisted	W. C. Whitthorne
Lorenzo Crounse	Andrew Humphreys	Thomas C. Platt	George Willard
Augustus W. Cutler	Morton C. Hunter	Allen Potter	Andrew Williams
Joseph J. Davis	Eppa Hunton	Joseph Powell	Alpheus S. Williams
John M. Davy	John A. Hyman	Henry O. Pratt	Charles G. Williams
Samuel A. Dobbins	Frank Jones	Joseph H. Rainey	James Williams
Milton H. Durand	John A. Kasson	David Rea	William W. Wilshire
George J. Durham	Edward C. Kehr	James B. Reilly	Benjamin Wilson
Benjamin T. Eames	Franklin Landers	Jeremiah M. Rusk	James Wilson
James L. Evans	Lafayette Lane	Ezekiel S. Sampson	Alan Wood, Jr.
Charles J. Faulkner	E. W. Leavenworth	Gustave Schleicher	Fernando Wood
Greenbury L. Fort	J. V. Le Moyné	Julius H. Seelye	L. D. Woodworth
Charles Foster	William M. Levy	A. Herr Smith	Casey Young.
Benjamin J. Franklin	Burwell B. Lewis	William A. J. Sparks	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Edwin Flye	Mr. John K. Luttrell	Mr. Robert Smalls
William B. A. Anderson	Randall L. Gibson	C. D. MacDougall	Horace B. Straitt
John C. Bagby	John M. Glover	John A. McMahon	William S. Stenger
Kathaniel F. Banks	Carter H. Harrison	Edwin R. Meade	Alex. H. Stephens
Lyman K. Bass	Charles Hays	Samuel F. Miller	William H. Stowell
George M. Beebe	Thomas J. Henderson	William R. Morrison	Frederick H. Teese
Jon. C. S. Blackburn	Abram S. Hewitt	Charles E. Nash	Charles P. Thompson
John Young Brown	Benjamin H. Hill	Jeppha D. New	Philip F. Thomas
Samuel D. Burchard	Solomon L. Hope	N. Holmes Odell	Washington Townsend
John H. Burleigh	James H. Hopkins	John B. Packer	Jacob Turney
Joseph G. Cannon	John F. House	James Phelps	Alfred M. Waddell
Lucien B. Caswell	Jay A. Hubbell	John F. Phillips	Henry Waldron
Alex. G. Cochrane	Stephen A. Hurlbut	Earley F. Poppleton	Charles C. B. Walker
Samuel S. Cox	George A. Jenks	William J. Furman	Ansel T. Walling
William W. Crapo	Charles L. Jones	John Reilly	William Walsh
David B. Culbertson	Thomas H. Joyce	Americus V. Rice	Eljah Ward
Lorenzo Danford	William D. Kelley	Milton S. Robinson	G. Wiley Wells
Chester B. Darrall	Alanson M. Kimball	Miles Ross	William A. Wheeler
Benjamin A. DeBolt	William S. King	Sobiecki Ross	Peter D. Wigginton
Dudley C. Denison	Lucius Q. Lamar	John S. Savage	Scott Wike
Mark H. Dunnell	Elbridge G. Lapham	Milton Saylor	Jere N. Williams
John R. Eden	William Lawrence	John G. Schumaker	William B. Williams
Albert G. Egbert	Scott Lord	C. H. Sinnickson	William Woodburn.
E. John Ellis			

So the House refused to lay the said resolution and amendment on the table.

The question then recurred on the adoption of the amendment submitted by Mr. Holman ;

Pending which,

Mr. Springer submitted the following amendment in the nature of a substitute, viz:

Resolved, That the committee now in New York, of which Mr. Cox is chairman, be authorized and directed to investigate whether any letters passing through the New York post-office have been tampered with, and, if so, by whom, and to report to this House as early as practicable; and

that said committee have power to send for persons and papers in the prosecution of this inquiry.

After debate,

Mr. Springer demanded the previous question; which was seconded and the main question ordered;

And being put,

Will the House agree to the said substitute ?

It was decided in the affirmative,	{	Yeas	116
		Nays	69
		Not voting	104

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Milton J. Durham	Mr. J. Proctor Knott	Mr. Otho R. Singleton
John D. C. Atkins	Charles J. Faulkner	Lucius Q. C. Lamar	William F. Slemmons
John H. Bagley, Jr.	William H. Felton	Franklin Landers	William E. Smith
Henry B. Banning	Jesse J. Finley	George M. Landers	Milton I. Southard
Richard P. Bland	William H. Forney	Lafayette Lane	William A. J. Sparks
James H. Blount	Benjamin J. Franklin	J. V. Le Moyne	William B. Spencer
Andrew R. Boone	Benoni S. Fuller	William M. Levy	William M. Springer
Taul Bradford	Lucien C. Gause	Burwell B. Lewis	William H. Stanton
John M. Bright	John Goode, Jr.	William P. Lynde	William S. Stenger
George C. Cabell	John R. Goodin	L. A. Mackey	Adlai E. Stevenson
John H. Caldwell	Andrew H. Hamilton	Levi Maish	Thomas Swann
William P. Caldwell	Robert Hamilton	William McFarland	John K. Tarbox
Alexander Campbell	John Hancock	Henry B. Metcalfe	William Terry
Nathan T. Carr	Henry R. Harris	Charles W. Milliken	J. W. Truett
Thomas J. Cason	John T. Harris	Charles H. Morgan	John R. Tucker
George W. Cate	Julian Hartridge	William Mutchler	John L. Vance
Bernard G. Caulfield	William Hartsell	Lawrence T. Neal	Robert B. Vance
Chester W. Chapin	Robert A. Hatcher	Henry B. Payne	Levi Warner
John B. Clarke	William S. Haymond	William A. Piper	William W. Warren
John B. Clark, Jr.	Eli J. Henkle	David Rea	Henry Watterson
Hiestor Clymer	Frank Horeford	John H. Reagan	Erasmus Wells
Francis D. Collins	Abram S. Hewitt	James B. Rellly	W. C. Whittorne
Philip Cook	Goldsmith W. Hewitt	Haywood Y. Riddle	Alpheus S. Williams
Jacob P. Cowan	William S. Holman	John Robbins	James Williams
David B. Culbertson	Charles E. Hooker	William M. Robbins	Benjamin A. Willis
Joseph J. Davis	Andrew Humphreys	Charles B. Roberts	Benjamin Wilson
George G. Dibrell	Eppe Hunton	Alfred M. Scales	Fernando Wood
Beverly B. Douglas	Frank H. Hurd	Gustave Schleicher	Jesse J. Yeates
George H. Durand	Frank Jones	James Sheakley	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. James L. Evans	Mr. John R. Lynch	Mr. Julius H. Seelye
Lucien L. Ainsworth	Greenbury L. Fort	Henry S. Magoon	A. Herr Smith
George A. Bagley	Charles Foster	George W. McCrary	William H. Stone
John H. Baker	Chapman Freeman	James Monroe	Jacob M. Thornburgh
William H. Baker	William P. Frye	Nelson I. Norton	John Q. Tufts
Latimer W. Ballou	James A. Gardfield	Charles O'Neill	Nelson H. Van Vorhes
Henry W. Blair	Jere Haralson	Horace F. Page	John T. Wait
Archibald M. Bliss	Aug. A. Hardenbergh	William A. Phillips	Alexander S. Wallace
Nathan B. Bradley	Benjamin W. Harris	Henry L. Pierce	John W. Wallace
William R. Brown	Henry H. Hathorn	Harris M. Plaisted	John D. White
Horatio C. Burchard	George W. Hendee	Thomas C. Platt	John O. Whitehouse
Simcon B. Chittenden	George F. Hoar	Allen Potter	Richard H. Whiting
Omar D. Conger	George G. Hoekins	Joseph Powell	Andrew Williams
Lorenzo Crouse	John A. Hyman	Henry O. Pratt	Charles G. Williams
Augustus W. Cutler	John A. Kasson	Joseph H. Rainey	James Wilson
John M. Davy	Edward C. Kehr	Jeremiah M. Rusk	Alan Wood, Jr.
Samuel A. Dobbins	E. W. Leavenworth	Ezekiel S. Sampson	L. D. Woodworth.
Benjamin T. Eames			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Samuel S. Cox	Mr. Charles Hays	Mr. William Lawrence
William B. Anderson	William W. Crapo	Thomas J. Henderson	Scott Lord
John C. Bagby	Lorenzo Danford	Benjamin H. Hill	John K. Luttrell
Nathaniel F. Banks	Chester B. Darrall	Solomon L. Hoke	C. D. MacDougall
Lyman K. Bass	Rezin A. DeBolt	James H. Hopkins	James W. McDill
George M. Beebe	Dudley C. Denison	John F. House	John A. McMahon
Samuel N. Bell	Mark H. Dunnell	Jay A. Hubbell	Edwin R. Meade
Jos. C. S. Blackburn	John R. Eden	Morton C. Hunter	Samuel E. Miller
John Young Brown	Albert G. Egbert	Stephen A. Huribut	Roger Q. Mills
Aylett H. Buckner	E. John Ellis	George A. Jenks	Hernando D. Money
Samuel D. Burchard	Edwin Flye	Thomas L. Jones	William R. Morrison
John H. Burleigh	Randall L. Gibson	Charles E. Joyce	Charles E. Nash
Milton A. Candler	John M. Glover	William D. Kelley	Jeptias D. New
Joseph G. Cannon	Thomas M. Gunter	Alanson M. Kimball	William J. O'Brien
Lucien B. Caswell	Engene Hale	William S. King	N. Holmes Odell
Alex. G. Cochran	Carter H. Harrison	Elbridge G. Lapham	Addison Oliver

Mr. John B. Packer
James Phelps
John F. Phillips
Earley F. Poppleton
William J. Purman
John Reilly
Americus V. Rice
Milton S. Robinson
Miles Ross
Sobiecki Ross

Mr. John S. Savage
Milton Saylor
John G. Schumaker
C. H. Sinnickson
Robert Smalls
Horace B. Strait
Alex. H. Stephens
William H. H. Stowell
Frederick H. Teese
Charles P. Thompson

Mr. Philip F. Thomas
Martin I. Townsend
Washing'n Townsend
Jacob Turney
Alfred M. Waddell
Henry Waldron
Charles C. B. Walker
Gilbert C. Walker
Ansel T. Walling
William Walsh

Mr. Elijah Ward
G. Wiley Wells
William A. Wheeler
Peter D. Wigginton
Scott Wike
George Willard
Jere N. Williams
William B. Williams
William W. Wilshire
William Woodburn.

So the substitute was agreed to.

The question then recurring on the resolution as amended by the substitute,

And being put,

It was decided in the affirmative.

Mr. Springer moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the bill of the House (H. R. 4124) to defray the expenses of certain special committees.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 97. A bill directing the Commissioner of the General Land-Office to issue certificate of relocation for 640 acres of land in the Territory of Missouri to legal representatives of Samuel Ware;

H. R. 1026. A bill for the relief of Thomas Van Duzen and his assigns for lands; and

H. R. 3504. A bill for the relief of Thomas Day;

When

The Speaker signed the same.

The Speaker announced that he had appointed as managers on the part of the House at the conference requested by the Senate on the disagreeing votes of the two houses on the bill of the House (H. R. 1934) to provide for the sale of certain lands in Kansas, Mr. Scales, Mr. Morgan, and Mr. Seelye.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker, by unanimous consent, laid before the House a letter from the Postmaster-General, transmitting, in compliance with the act of June, 1872, a statement of expenditures from the contingent fund of the Department for the fiscal year ending June 30, 1876; which was referred to the Committee on Expenditures in the Post-Office Department and ordered to be printed.

Also, a letter from the Secretary of the Treasury, transmitting the United States Coast Survey Report for the year of 1876; which was referred to the Committee on Printing.

The Speaker also, by unanimous consent, laid before the House the following telegram from Mr. Morrison, chairman of the select committee to investigate the recent election in Louisiana, viz:

NEW ORLEANS, December 20, 1876.

Hon. SAMUEL J. RANDALL,

Speaker of the House of Representatives, Washington, D. C. :

I have the honor to communicate the inclosed record of proceedings in the case of E. W. Barnes, manager of the Western Union Telegraph Company in this city, a recusant witness.

WM. R. MORRISON,
Chairman of Louisiana Affairs Special Committee.

"FORTY-FOURTH CONGRESS, SECOND SESSION, CONGRESS OF THE UNITED STATES.

"IN THE HOUSE OF REPRESENTATIVES,

"December 5, 1876.

"On motion of Mr. Abram S. Hewitt,

"*Resolved*, That three special committees, one of fifteen members to proceed to Louisiana, one of six members to proceed to Florida, and one of nine members to proceed to South Carolina, shall be appointed by the Speaker of the House to investigate the recent elections therein and the action of the returning or canvassing boards in the said States in reference thereto, and to report all the facts essential to an honest return of the votes received by the electors of the said States for President and Vice-President of the United States, and to a fair understanding thereof by the people, and that for the purpose of speedily executing this resolution the said committee shall have power to send for persons and papers, to administer oaths, to take testimony, and, at their discretion, to detail sub-committees, with like authority to send for persons and papers, to administer oaths, and to take testimony, and that the said committees and the sub-committees may employ stenographers, clerks, and messengers, and be attended each by a deputy sergeant-at-arms; and said committee shall have leave to report at any time by bill or otherwise.

"The Speaker appointed Mr. Morrison of Illinois, Mr. Jenks of Pennsylvania, Mr. McMahon of Ohio, Mr. Lynde of Wisconsin, Mr. Blackburn of Kentucky, Mr. Meade of New York, Mr. House of Tennessee, Mr. Phelps of Connecticut, Mr. New of Indiana, Mr. Ross of New Jersey, Mr. Townsend of Pennsylvania, Mr. Danford of Ohio, Mr. Hurlbut of Illinois, Mr. Crapo of Massachusetts, and Mr. Joyce of Vermont the said committee to proceed to Louisiana.

"Attest:

"GEO. M. ADAMS, *Clerk*.

"IN THE HOUSE OF REPRESENTATIVES

"OF THE UNITED STATES,

"December 7, 1876.

"The Speaker appointed Mr. Beebe, of New York, in place of Mr. Lynde, of Wisconsin, on said committee to proceed to Louisiana.

"Attest:

"GEO. M. ADAMS, *Clerk*,

"By GREEN ADAMS, *Chief Clerk*."

Under said resolution the committee, as aforesaid, in conformity with the powers therein conferred, have sent for persons and papers. The committee caused a *subpœna duces tecum* to be issued and duly served on one E. W. Barnes, manager of the Western Union Telegraph Company at New Orleans, Louisiana. Said subpœna is in the words and figures following, to wit:

"By authority of the House of Representatives of the United States of America.

"To JOHN G. THOMPSON, Esq.,

"*Sergeant-at-Arms, or his Special Messenger*:

"You are hereby commanded to summon E. W. Barnes, manager of the Western Union Telegraph Company at New Orleans, Louisiana, to be and appear before the Louisiana affairs special committee of the House of Representatives of the United States, of which Hon. William R. Morrison is chairman, and with you bring all telegrams sent or received by William Pitt Kellogg, S. B. Packard, John F. Casey, J. R. G. Pittkin,

Henry C. Dibble, H. C. Warmoth, George W. Carter, and General Angur, at the office of the Western Union Telegraph Company, New Orleans, from and after the 15th day of August, 1876, in their chamber in the city of New Orleans, Saint Charles Hotel, forthwith, then and there to testify touching matters of inquiry committed to said committee. Herein fail not, and make return of this summons.

"Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 13th day of December, 1876.

[SEAL.]

"SAMUEL J. RANDALL, *Speaker*.

"Attest :

"GEORGE M. ADAMS, *Clerk*."

The return indorsed on the foregoing is in words and figures as follows, to wit :

"Served personally with a copy of the within at one and one-half o'clock p. m., December 13, 1876.

"JOHN G. THOMPSON,

"*Sergeant-at-Arms*,

"By J. W. POLK,

"*Special Messenger*.

"NEW ORLEANS, December 18, 1876.

"Committee met at eleven o'clock a. m., pursuant to adjournment. Present, the chairman, Mr. Morrison, Messrs. Jenks, McMahon, Blackburn, Meade, Phelps, New, Ross, Beebe, Townsend, Danford, Hurlbut, Crapo, and Joyce.

"Said E. W. BARNES appeared as a witness before the committee on the 18th day of December, 1876, and, after being duly sworn according to law, was interrogated as follows :

"By Mr. MORRISON :

"Question. Where do you reside ?

"Answer. In New Orleans.

"Q. How long have you resided there ?

"A. Two years at the present time, but I have lived here before about ten or twelve years.

"Q. What is your occupation ?

"A. Manager of the Western Union Telegraph office in this city.

"Q. Have you been subpœnaed to appear here before the committee ?

"A. I have.

"Q. Have you a copy of the subpœna with you ?

"A. I have. [Witness produced copy of subpœna.]

"Q. Have you in your possession any dispatches sent by or received by the persons named in this subpœna ?

"A. I presume I have some.

"Q. In relation to the late election or the counting of the votes ?

"A. I am not in the habit of reading all of them, but there have been dispatches sent during the canvass to these persons.

"Q. In relation to the election and counting of votes for presidential electors ?

"A. I cannot speak as to the contents of the telegrams. It is very seldom that I read them.

"Q. As a matter of fact, have you not looked over them since you were subpœnaed ?

"A. No, sir ; I have not looked over them.

"Q. You say you have knowledge that telegrams have passed, and from some of these parties concerning the election ?

"A. I assume that there is; but I have no personal knowledge.

"Q. You may state to the committee whether it is true, after you were subpoenaed, that you made any arrangement about producing these dispatches; and, if so, with whom, and what it was.

"A. I had an interview with you after being subpoenaed. A sergeant-at-arms called on me and asked me to see the chairman at seven o'clock and speak to him in regard to it, which I did. I introduced myself, and asked what he wished. He told me he wished copies of the dispatches mentioned in the subpoena. I think I told him it was great labor to get them, and our employes were very busy, and we could not take them off for this purpose, but that I could engage others. He asked me what it would cost. I said probably it would cost \$30. He said he had no money appropriated for that purpose, but that it was an object to get them quickly, and he thought the committee would agree to expend the \$30, and asked me what time I thought I could get them, and told him by Monday next. That is to-day. I mentioned that in these cases we always resisted an order to produce telegrams as far as we could. I had had no communication from the company at that time in regard to the matter.

"Q. State whether, as a matter of fact, you did not promise me upon my agreeing to pay the expenses that you would furnish the dispatches to-day.

"A. No, sir; I did not understand it so.

"Q. Was not the agreement made that I was to pay expenses; that you would put on clerks, and furnish them to-day?

"A. I did not understand it so. So far as I understand the matter, I had telegraphed our company that such demand had been made, and at seven o'clock I had not received an answer, and I did not know whether I would be prevented from producing these dispatches or not; but I was careful in my mind not to say anything only what I could do and not what I would do.

"Q. Did you not agree that I was to pay the expenses?

"A. If you would pay the expenses that I could furnish them, not that I would. I had no power, without instructions, to furnish them, and we always try to evade these demands upon the telegraph-office.

"Q. You did not tell me that you would not furnish them to-day?

"A. No, sir; I could not have told you, for I had to get the power myself from the company.

"Q. You did not say anything about that to me?

"A. No, sir; I had telegraphed to the company, but not received an answer up to seven o'clock that evening.

"Q. Have you any of these dispatches with you?

"A. No. With me? No, sir.

"Q. Have you been instructed by the president of the company not to deliver them?

"A. Yes, sir; not directly by the president, but by our general superintendent.

"Q. Are your instructions similar to this? [Letter shown witness from President Orton, of Western Union Telegraph Company, to the chairman.]

"A. I should have acted on these instructions without any others on this letter to you.

"Q. Have you any?

"A. I have only instructions from Mr. Orton to do nothing in the matter; that Mr. Orton would relieve me from all responsibility.

"Q. Your instructions from Mr. Orton are not to produce the messages?

"A. I understand that is my instructions from Mr. Van Horne, the division superintendent. I consider these instructions confirmed by this message to you.

"Q. Then you refuse to produce these telegrams?

"A. Yes, sir; I must do so according to my instructions.

"Q. What did you say was the name of the division superintendent?

"A. Mr. Van Horne.

"Q. Where does he reside?

"A. In New York.

"Q. You say this is the notice you received to appear, the subpœna?

"A. Yes, sir; this is the one.

"Q. You answer that you were subpœnaed to appear and produce telegrams sent by and received by parties named in the subpœna?

"A. Yes, sir.

"Q. Do you recollect whether William Pitt Kellogg is named in this subpœna?

"A. Yes, sir.

"Q. S. B. Packard?

"A. Yes, sir.

"Q. J. R. G. Pittkin?

"A. Yes, sir.

"Q. Henry C. Dibble?

"A. Yes, sir.

"Q. H. C. Warmoth and others?

"A. Yes, sir.

"Q. You now still refuse to produce the telegrams?

"A. Yes, sir.

"Q. (By Mr. HURLBUT.) I understand you were served with a subpœna. At what time?

"A. At about two o'clock on the 15th.

"Q. Did you report the fact of such service to your superior?

"A. I did.

"Q. Have you instructions from your superior officers in the telegraph company not to furnish the messages?

"A. Yes, sir.

"Q. Have you any written instructions, any formal instructions?

"A. I have no other instructions than what I have mentioned.

"Q. Telegraphic instructions?

"A. Yes, sir.

"Q. Have you a copy of that instruction?

"A. No, sir; but that is the purport of it, a dispatch from Mr. Orton saying he would assume the responsibility.

"On motion of Mr. McMahon,

"*Resolved*, That for the efficient prosecution of the inquiry ordered by the House, the chairman of the committee communicate to the House for its consideration the refusal of E. W. Barnes to produce before the committee the telegrams referred to in the subpœna upon him December 13, 1876, his refusal being in contempt of the Representatives."

The above is a true copy of the proceedings in relation to E. W. Barnes, manager of Western Union Telegraph Company, a recusant witness, with letter of President Orton referred to in testimony of said Barnes annexed, dated New Orleans, Louisiana, December 19, 1876.

W. R. MORRISON, *Chairman*.

Attest: R. D. HUNTER, *Clerk Special Committee*.

gram came to him through the usual channel of telegraphic communication and presented every evidence of authenticity, and believing it to be genuine and that it presented a question of high privilege, he had accordingly laid it before the House for its action.

On motion of Mr. Hale, by unanimous consent,

Ordered, That the main question be ordered, and that after one hour's debate on the said resolutions the main question shall be put.

After one hour's debate,

The question being, viz,

Will the House agree to the said resolutions?

And being put,

It was decided in the affirmative.

So the resolution was agreed to.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the House of the following title, viz:

H. R. 4124. An act to provide for the expenses of certain special committees of the House of Representatives, and of the Committee on Privileges and Elections of the Senate;

When

The Speaker signed the same.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have adopted the following resolution, viz:

Resolved, That, as an additional mark of respect to the memory of Allen T. Caperton, late a Senator from the State of West Virginia, business be now suspended, that the friends and associates of the deceased may pay fitting tribute to his private and public virtues;

Resolved, That the Secretary communicate this resolution to the House of Representatives;

which I am directed to communicate to the House of Representatives.

Subsequently,

The Speaker laid the said resolution before the House.

After remarks upon the life and public services of the deceased,

Mr. Faulkner submitted the following resolutions; which were read, considered, and agreed to, viz:

Resolved, That the House of Representatives has received with deep sensibility and profound sorrow the intelligence of the death of Hon. Allen T. Caperton, late a Senator from the State of West Virginia.

Resolved, That the proceedings of this House in relation to the death of Hon. Allen T. Caperton be communicated to the widow and family of the deceased by the Clerk of the House.

Resolved, That, as a further mark of respect for the memory of the deceased, this House do now adjourn.

And thereupon,

At 5 o'clock and 30 minutes p. m., the House adjourned.

FRIDAY, DECEMBER 22, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Bliss: The petition of Francis L. Dalton, to be re-imbursed for expenses incurred in defending his official acts, to the Committee of Ways and Means.

By Mr. Chapin: The petition of Jerry Lyons, for restoration of pension, to the Committee on Invalid Pensions.

By Mr. O'Neill: The petition of James L. Reynolds, of Lancaster, Pennsylvania, and A. Wilhelm, of Cornwall, same State, administrator *de bonis non* of the estate of R. W. Coleman, deceased, sureties of Lieutenant-Colonel S. M. Reynolds, paymaster of the United States Army, for relief, to the Committee on Military Affairs.

By Mr. Thornburgh: The memorial of William F. Frasier, for relief for injuries received during the late war, to the Committee on War-Claims.

Mr. Durham, by unanimous consent, from the Committee on Expenditures in the Department of Justice, to which were referred bills of the following titles, viz:

H. R. 3775. A bill fixing the compensation of United States marshals and deputies; and

H. R. 3776. A bill fixing the fees of clerks of the United States district and circuit courts; reported the same with amendments.

Ordered, That the said bills, with proposed amendments thereto, be printed and recommitted to the said committee, not to be brought back on a motion to reconsider.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports of a private nature;

When

Mr. Hunton, from the Committee on the Judiciary, reported a bill (H. R. 4273) to remove the political disabilities of A. G. Myers, of Maryland; which was read twice, ordered to be engrossed, read the third time and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Also, from the same committee, to which was referred the bill of the House (H. R. 1617) to remove the political disabilities of George S. Hawkins, of Florida, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Lynde, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 3991) for the relief of Henry B. Whitfield and De Witt Stearns, for services rendered as acting district attorneys for the United States district court for the northern district of Mississippi, reported the same with an amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. McCrary, from the same committee, to which was referred the bill of the House (H. R. 3077) referring to the Court of Claims the claim of Nannie Hall, formerly widow of the late Lieutenant Denman, of the United States Army, for cotton seized, and the proceeds paid into the United States Treasury, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Levy, from the Committee on Private Land-Claims, by unanimous consent, to which was referred the bill of the House (H. R. 829) defining the manner in which certain land-scrip be located, reported the same with amendments, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House on the state of the Union and printed.

Mr. Whitthorne, from the Committee on Naval Affairs, to which were referred the petition of Julius S. Bohrer, and bills of the House of the following titles, viz :

H. R. 1112. A bill for the relief of Julius S. Bohrer, late master in the United States Navy; and

H. R. 3778. A bill entitled "An act for the relief of Julius S. Bohrer, United States Navy;,"

reported the same adversely, accompanied by reports in writing thereon; which said bills were laid on the table and the reports ordered to be printed.

On motion of Mr. Faulkner, the Committee on Foreign Affairs was discharged from the further consideration of the memorial of Frederick G. Moore, of Boston, Massachusetts, and the same was laid on the table.

Ordered, That the accompanying report be printed.

On motion of Mr. Faulkner, by unanimous consent, the bill of the House (H. R. 2245) to carry into execution the provisions of the fourteenth amendment to the Constitution concerning citizenship, and to define certain rights of citizens of the United States in foreign countries, and certain duties of diplomatic and consular officers, and for other purposes, was recommitted to the Committee on Foreign Affairs. not to be brought back on a motion to reconsider.

Mr. Charles G. Williams, from the Committee on Foreign Affairs, to which was referred the petition of Marcus Radich, reported the same, accompanied by a report in writing thereon.

Ordered, That the said report be printed.

On motion of Mr. Stone, the Committee on Expenditures in the Post-Office Department was discharged from the further consideration of the bill of [the House (H. R. 4215) for the relief of Mrs. Edith F. Ross, and the same was referred to the Committee on the Post-Office and Post-Roads.

Mr. Thomas, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 3693) for the relief of William R. Wilmer, late collector of internal revenue for the fifth district of Maryland, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Pratt, from the Committee of Claims, reported a bill (H. R. 4274) for the relief of John N. Reed, accompanied by a report in writing thereon.

Ordered, That the bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

Also, from the same committee, to which was referred the bill of the Senate (S. 446) for the relief of Daniel Stickney, of Presque Isle, Maine, reported the same without amendment.

Ordered, That the said bill be committed to a Committee of the Whole House and printed.

Mr. Garfield, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz :

Resolved, That the Committee on Appropriations are hereby authorized and directed to report, as a part of the deficiency bill or some other appropriation bill, a provision to pay to the widow of Michael C. Kerr, late Speaker of this House, a sum equal to the pay and mileage of the

Speaker from the date of the late Speaker's death to the end of the present Congress; and said provision shall be in order.

The Speaker announced the appointment of the following committees, viz :

Committee to ascertain and report what are the privileges, powers, and duties of the House of Representatives in counting the votes for President and Vice-President of the United States: Mr. Knott of Kentucky, Mr. Sparks of Illinois, Mr. Tucker of Virginia, Mr. Maish of Pennsylvania, Mr. Burchard of Illinois, Mr. Seelye of Massachusetts, and Mr. Monroe of Ohio.

Committee to meet with the Senate committee as to the counting of the electoral votes for President and Vice-President: Mr. Payne of Ohio, Mr. Hutton of Virginia, Mr. Hewitt of New York, Mr. Springer of Illinois, Mr. McCrary of Iowa, Mr. Hoar of Massachusetts, and Mr. Willard of Michigan.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that he did this day present to the President of the United States a bill of the following number, viz : H. R. 4197.

And then,

On motion of Mr. Bright, the House resolved itself into a Committee of the Whole House; and after some time spent therein the Speaker resumed the chair, and Mr. James Wilson reported that the committee, having had under consideration the Private Calendar, had directed him to report sundry bills, with various recommendations.

The House thereupon proceeded to their consideration.

Pending which,

Mr. Douglas, at 2 o'clock and 10 minutes p. m., moved that the House adjourn.

Pending which,

The Speaker, by unanimous consent, laid before the House the following communications; which were severally disposed of as follows, viz :

I. A letter from the Clerk of the House of Representatives, transmitting an inventory of property belonging to the United States in his possession December 4, 1876; which was laid on the table and ordered to be printed.

II. A letter from the Clerk of the House of Representatives, transmitting his report of the contingent expenses of the House; which was referred to the Committee on Appropriations and ordered to be printed.

III. A letter from the Secretary of the Interior, transmitting, in compliance with the act of 1873, sundry claims for losses incurred by Indian depredations; which was referred to the Committee on Indian Affairs.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Cabell, for six days from the 27th instant;

To Mr. Crounse, for two weeks from January 3, 1877;

To Mr. Bliss, from the 23d instant to January 3, 1877;

To Mr. Stone, for four days from the 26th instant;

To Mr. Benjamin Wilson, until January 3, 1877;

To Mr. James Wilson, until January 3, 1877; and

To Mr. Terry, for the 27th and 28th instant.

The question then recurring on the motion to adjourn, the same was disagreed to.

Mr. Stone moved that there be a call of the House.

Pending which,

Mr. Banning, at 2 o'clock and 20 minutes p. m., moved that the House adjourn.

Ordered, That the said bill and report be committed to a Committee of the Whole House on the state of the Union and printed.

Mr. Whitthorne, from the Committee on Naval Affairs, to which were referred the petition of Julius S. Bohrer, and bills of the House of the following titles, viz :

H. R. 1112. A bill for the relief of Julius S. Bohrer, late master in the United States Navy; and

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Ordered, That the accompanying report be printed.

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Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Pratt, from the Committee of Claims, reported a bill (H. R. 4274) for the relief of John N. Reed, accompanied by a report in writing thereon.

Ordered, That the bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

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Ordered, That the said bill be committed to a Committee of the Whole House and printed.

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Speaker from the date of the late Speaker's death to the end of the present Congress; and said provision shall be in order.

The Speaker announced the appointment of the following committees, viz :

Committee to ascertain and report what are the privileges, powers, and duties of the House of Representatives in counting the votes for President and Vice-President of the United States: Mr. Knott of Kentucky, Mr. Sparks of Illinois, Mr. Tucker of Virginia, Mr. Maish of Pennsylvania, Mr. Burchard of Illinois, Mr. Seelye of Massachusetts, and Mr. Monroe of Ohio.

Committee to meet with the Senate committee as to the counting of the electoral votes for President and Vice-President: Mr. Payne of Ohio, Mr. Hanton of Virginia, Mr. Hewitt of New York, Mr. Springer of Illinois, Mr. McCrary of Iowa, Mr. Hoar of Massachusetts, and Mr. Willard of Michigan.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that he did this day present to the President of the United States a bill of the following number, viz : H. R. 4197.

And then,

On motion of Mr. Bright, the House resolved itself into a Committee of the Whole House; and after some time spent therein the Speaker resumed the chair, and Mr. James Wilson reported that the committee, having had under consideration the Private Calendar, had directed him to report sundry bills, with various recommendations.

The House thereupon proceeded to their consideration.

Pending which,

Mr. Douglas, at 2 o'clock and 10 minutes p. m., moved that the House adjourn.

Pending which,

The Speaker, by unanimous consent, laid before the House the following communications; which were severally disposed of as follows, viz :

I. A letter from the Clerk of the House of Representatives, transmitting an inventory of property belonging to the United States in his possession December 4, 1876; which was laid on the table and ordered to be printed.

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By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Cabell, for six days from the 27th instant;

To Mr. Crounse, for two weeks from January 3, 1877;

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To Mr. Stone, for four days from the 26th instant;

To Mr. Benjamin Wilson, until January 3, 1877;

To Mr. James Wilson, until January 3, 1877; and

To Mr. Terry, for the 27th and 28th instant.

The question then recurring on the motion to adjourn, the same was disagreed to.

Mr. Stone moved that there be a call of the House.

Pending which,

Mr. Banning, at 2 o'clock and 20 minutes p. m., moved that the House adjourn

Pending which,

The Speaker announced that he would be absent from the city tomorrow, and had appointed Mr. Clymer to be Speaker *pro tempore* during such absence.

And then,

The motion of Mr. Banning was agreed to, and the House accordingly adjourned.

SATURDAY, DECEMBER 23, 1876.

On motion of Mr. Fernando Wood, by unanimous consent, the reading of yesterday's Journal was dispensed with.

Mr. Mutchler, by unanimous consent, presented a memorial of William Welsh and others, citizens of Pennsylvania, in relation to counting the electoral vote; which was referred to the select committee appointed on yesterday to meet with a similar committee on the part of the Senate as to counting the electoral vote.

By unanimous consent, Mr. Monroe was excused from service on the select committee appointed on yesterday to ascertain and report as to the privileges, powers, and duties of the House of Representatives in counting the electoral vote.

Mr. Reagan, by unanimous consent, from the Committee on Commerce, submitted the following preamble and resolution; which were read, considered, and agreed to, viz:

Whereas the President of the United States, in his annual message of December 5, 1876, states that, with his approval, the Secretary of War directed that the amount of \$2,000,000, out of the \$5,015,000 appropriated by the act of Congress of August 14, 1876, for river and harbor improvements, should be expended, and that no new work should be begun, and none prosecuted which were not of national importance; and

Whereas the Chief of Engineers, in his report of October 21, 1876, states that, in compliance with the instructions of the Secretary of War of September 4, 1876, certain allotments have been made limiting the expenditures under the above-named act to \$2,000,000, and directing that no new work of improvement should be begun: Therefore,

Be it resolved by the House of Representatives, That the President of the United States be requested to communicate to this House copies of all orders made by him or under his direction, and of all orders and correspondence in the War Department, including all reports and communications from the Chief of Engineers, relating to said order and limitations on the expenditures authorized by said act of Congress; and that he be also requested to inform this House whether any orders or authority have been given by him or by the Secretary of War authorizing other expenditures under said act, in addition to said \$2,000,000; and, if so, how much and for what particular works of improvement; and that he be requested to communicate to this House all orders and correspondence in relation thereto; and that the President be requested to state under what law or authority these orders and limitations upon said act of Congress were made.

Mr. Reagan moved to reconsider the vote just taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Springer, from the select committee appointed to meet and confer with a committee of the Senate in regard to counting the electoral vote, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the special committee to confer with a similar committee on the part of the Senate in reference to counting the electoral votes for President and Vice-President be authorized to compile and print, for the use of that committee and the House, the proceedings and debates of Congress relating to the counting of the electoral votes, from the first election of President and Vice-President to the present time; and that said committee shall have power to employ such clerical assistance as may be necessary in the preparation of said compilation.

On motion of Mr. Faulkner, by unanimous consent, the bill of the Senate (S. 994) to amend section 2931 of the Revised Statutes of the United States so as to allow repayment by the Secretary of the Treasury of the tonnage tax where it has been exacted in contravention of treaty provisions, was taken from the Speaker's table, read twice, and referred to the Committee on Foreign Affairs, not to be brought back on a motion to reconsider.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Alpheus S. Williams: A bill (H. R. 4275) to correct an appointment in the Pay Department of the Army;

By Mr. Banning: A bill (H. R. 4276) to authorize the appointment of a sergeant in the Signal Corps as a second lieutenant in the Army;

Also, a bill (H. R. 4277) for the relief of Captain John A. Lynch; to the Committee on Military Affairs.

Mr. Alpheus S. Williams, by unanimous consent, submitted the following resolution; which was read and referred to the Committee on Accounts, viz:

Resolved, That there be paid out of the contingent fund of the House such sum as may be necessary to complete the compilation of questions of order decided in the House of Representatives, ordered by the House on the 15th of August last, subject to the approval of the Committee on Accounts.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did, on the 22d instant, present to the President of the United States bills of the House of the following numbers, viz: H. R. 97, H. R. 1026, H. R. 3504, and H. R. 4124.

Mr. Buckner, at 12 o'clock and 18 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Mackey, for ten days from the 30th instant;

To Mr. Metcalfe, for ten days from January 2, 1877;

To Mr. McCrary, from December 27 to January 3; and

To Mr. Stenger, from the 26th to the 30th instant.

And then

The motion of Mr. Buckner was agreed to, and the House accordingly adjourned.

WEDNESDAY, DECEMBER 27, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Kidder: A paper relating to the establishment of a post-route from Marshall, Minnesota, to Fort Pierre, Dakota, by way of Lake Hendricks and Oakwood, to the Committee on the Post-Office and Post-Roads.

By Mr. Fernando Wood: The petition of cigar-makers of New York,

for the amendment of the revenue laws so that they can purchase stamps without giving bond, to the Committee of Ways and Means.

Also, the petition of Henrietta Stringham, widow of the late Rear-Admiral Stringham, for a pension, to the Committee on Naval Affairs.

Mr. Hunton, by unanimous consent, from the select committee appointed to frame a suitable form of government for the District of Columbia, reported a bill (H. R. 4278) to provide a permanent form of government for the District of Columbia; which was read twice, made the special order for Thursday, January 4, 1877, after the morning hour, and from day to day thereafter until disposed of, not to interfere with the general appropriation bills, and, with the accompanying report, ordered to be printed.

Messages in writing were received from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries; which were handed in at the Speaker's table.

Subsequently,

The Speaker, by unanimous consent, laid before the House the said messages; which were severally read, ordered to be printed, and referred as follows, viz:

To the Senate and House of Representatives:

I have the honor to transmit a report (and papers which accompanied it) of the progress of the work committed to their charge, addressed to me by the commissioners appointed under the act of Congress approved July 19, 1876, authorizing the repavement of Pennsylvania avenue.

U. S. GRANT.

EXECUTIVE MANSION, *December 22, 1876.*

to the Committee for the District of Columbia.

To the Senate and House of Representatives :

I have the honor to transmit herewith a letter, submitted by the Secretary of the Interior, from the Commissioner of Indian Affairs, accompanied by the report and journal of proceedings of the commission appointed on the 24th day of August last to obtain certain concessions from the Sioux Indians, in accordance with the provisions contained in the Indian appropriation act for the current fiscal year.

I ask your special consideration of these articles of agreement, as among other advantages to be gained by them is the clear right of citizens to go into a country of which they have taken possession and from which they cannot be excluded.

U. S. GRANT.

EXECUTIVE MANSION, *December 22, 1876.*

to the Committee on Indian Affairs.

To the House of Representatives:

When Congress adjourned in August last the execution of the extradition article of the treaty of 1842 between the United States and Great Britain had been interrupted.

The United States had demanded of Her Majesty's government the surrender of certain fugitives from justice charged with crimes committed within the jurisdiction of the United States who had sought asylum and were found within the territories of Her British Majesty, and had, in due compliance with the requirements of the treaty, furnished the evidence of the criminality of the fugitives, which had been found sufficient to justify their apprehension and commitment for trial, as required by the treaty, and the fugitives were held and committed for extradition.

Her Majesty's government, however, demanded from the United

States certain assurances or stipulations as a condition for the surrender of these fugitives.

As the treaty contemplated no such conditions to the performance of the obligations which each government had assumed, the demand for stipulations on the part of this Government was repelled.

Her Majesty's government thereupon, in June last, released two of the fugitives, (Ezra D. Winslow and Charles J. Brent,) and subsequently released a third, (one William E. Gray,) and, refusing to surrender, set them at liberty.

In a message to the two houses of Congress on the 20th day of June last, in view of the condition of facts as above referred to, I said: "The position thus taken by the British government, if adhered to, cannot but be regarded as the abrogation and annulment of the article of the treaty on extradition.

"Under these circumstances it will not, in my judgment, comport with the dignity or self-respect of this Government to make demands upon that government for the surrender of fugitive criminals, nor to entertain any requisition of that character from that government under the treaty."

Article XI of the treaty of 1842 provided that "the tenth article [that relating to extradition] should continue in force until one or the other of the parties should signify its wish to terminate it, and no longer."

In view, however, of the great importance of an extradition treaty, especially between two states as intimately connected in commercial and social relations as are the United States and Great Britain, and in the hope that Her Majesty's government might yet reach a different decision from that then attained, I abstained from recommending any action by Congress terminating the extradition article of the treaty. I have, however, declined to take any steps under the treaty toward extradition.

It is with great satisfaction that I am able now to announce to Congress and to the country that, by the voluntary act of Her Majesty's government, the obstacles which had been interposed to the execution of the extradition article of the treaty have been removed.

On the 27th of October last, Her Majesty's representative at this capital, under instructions from Lord Derby, informed this Government that Her Majesty's government would be prepared as a temporary measure, until a new extradition treaty can be concluded, to put in force all powers vested in it for the surrender of accused persons to the Government of the United States, under the treaty of 1842, without asking for any engagement as to such persons not being tried in the United States for other than the offenses for which extradition had been demanded.

I was happy to greet this announcement as the removal of the obstacles which had arrested the execution of the extradition treaty between the two countries.

In reply to the note of Her Majesty's representative, after referring to the applications heretofore made by the United States for the surrender of the fugitives referred to in the correspondence which was laid before Congress at its last session, it was stated that, on an indication of readiness to surrender these persons, an agent would be authorized to receive them, and I would be ready to respond to requisitions which may be made on the part of Her Majesty's government, under the tenth article of the treaty of 1842, which I would then regard as in full force until such time as either government shall avail itself of the right to terminate it, provided by the eleventh article, or until a more comprehensive arrangement can be reached between the two governments in

regard to the extradition of criminals, an object to which the attention of this Government would gladly be given with an earnest desire for a mutually satisfactory result.

A copy of the correspondence between Her Majesty's representative at this capital and the Secretary of State on the subject is transmitted herewith.

It is with great satisfaction that I have now to announce that Her Majesty's government, while expressing its desire not to be understood to recede from the interpretation which in its previous correspondence it has put upon the treaty, but having regard to the prospect of a new treaty and the power possessed by either party of spontaneously denouncing the old one, caused the re-arrest, on the 4th instant, of Brent, one of the fugitives who had been previously discharged, and, after waiting the requisite time within which the fugitive is entitled to appeal or to apply for his discharge, on the 21st instant surrendered him to the agent appointed on behalf of this Government to receive and to convey him to the United States.

Her Majesty's government has expressed an earnest desire to re-arrest and to deliver up Winslow and Gray, the other fugitives who had been arrested and committed on the requisition of the United States but were released because of the refusal of the United States to give the assurances and stipulations then required by Great Britain. These persons, however, are believed to have escaped from British jurisdiction; a diligent search has failed to discover them.

As the surrender of Brent, without condition or stipulation of any kind being asked, removes the obstacle which interrupted the execution of the treaty, I shall no longer abstain from making demands upon Her Majesty's government for the surrender of fugitive criminals, nor from entertaining requisitions of that character from that government under the treaty of 1842, but will again regard the treaty as operative, hoping to be able before long to conclude with Her Majesty's Government a new treaty of a broader and more comprehensive nature.

U. S. GRANT.

WASHINGTON, *December 23, 1876.*

to the Committee on Foreign Affairs.

Also, a message from the President of the United States announcing that he did, on the 19th instant, approve and sign bills of the House of the following titles, viz:

H. R. 648. An act for the relief of Andrew J. Barrett.

H. R. 1503. An act for the relief of Sarah F. Albertson, of Boonville, Missouri.

H. R. 1581. An act for the relief of John Gowers, late of Company C, One hundred and eleventh Regiment New York Volunteers.

Also, that he did, on the 20th instant, approve and sign a bill of the House of the following title, viz:

H. R. 1075. An act directing the Second Auditor to settle the pay and bounty account of John Ammohaie or Ammohe.

Also, that he did, on the 22d instant, approve and sign a bill of the House of the following title, viz:

H. R. 1592. An act to re-imburse Horace Glover for property unlawfully seized and sold by the United States Government.

Also, that he did, on the 23d instant, approve and sign a bill of the House of the following title, viz:

H. R. 4124. An act to provide for the expenses of certain special committees of the House of Representatives and of the Committee on Privileges and Elections of the Senate; and

Also, that he did, on the 18th instant, approve and sign a bill of the House of the following title, viz:

H. R. 4197. An act to provide for the payment of the electoral messengers.

The Speaker, by unanimous consent, laid before the House executive and other communications; which were severally disposed of as follows, viz:

I. A letter from the Secretary of War, in relation to the accounts of the State of Texas, to the Committee on Military Affairs and ordered to be printed.

II. A letter from the same, transmitting a report of the Chief of Ordnance on the purchase of water-power and land formerly occupied as a national armory at Harper's Ferry, to the Committee on Military Affairs.

III. A letter from the Secretary of the Treasury, transmitting copies of itemized accounts of expenditures for fuel, lights, &c., for buildings of that Department up to April 30, 1876, to the Committee on Appropriations.

IV. A letter from John D. Banks, secretary of a meeting of citizens of Cincinnati, Ohio, transmitting the preamble and resolutions adopted at a meeting at Pike's Opera House, in said city, on the 20th instant.

Mr. Banning moved that the said preamble and resolutions be referred to the select committee appointed to meet a similar committee on the part of the Senate to examine and report as to the proper method of counting the electoral vote and printed in the Record.

Pending which,

Mr. Conger objected to the printing the same in the Record.

Mr. Southard demanded the reading of the said preamble and resolutions.

After debate,

The Speaker stated that, in accordance with the requirements of rule 141, he would submit the question as to the reading of the said preamble and resolutions to the House;

And the question being put,

Shall the same be now read?

It was decided in the affirmative.

Whereupon the Clerk proceeded to read the said preamble and resolutions.

The question then recurring on the motion of Mr. Banning, the same was agreed to.

And then,

On motion of Mr. Knott, at 2 o'clock and 55 minutes p. m., the House adjourned.

THURSDAY, DECEMBER 28, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Samuel D. Burchard: The petition of Robert V. Bogart, of Beaver Dam, Wisconsin, to be re-imburshed on account of money and postage-stamps stolen from the post-office at Beaver Dam, to the Committee of Claims.

By Mr. Cate: A paper relating to the establishment of a daily post-route from Rice Lake, via Barron, to Clayton, the present terminus of the North Wisconsin Railroad, Wisconsin;

By Mr. Franklin: The petition of citizens of Missouri, for the passage of such a law as will enforce the provisions of the act of Congress of

July 24, 1866, relative to the purchase of all telegraphic lines by the United States for postal, military, or other purposes ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Haymond: The petition of Joseph C. Cowdin, that the war-record of Robert W. Sill, late captain Forty-sixth Regiment Indiana Volunteers, be changed, to the Committee on Military Affairs.

By unanimous consent, bills and a joint resolution were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Goldsmith W. Hewitt: A bill (H. R. 4279) for the relief of James M. Huston, a citizen of Calvert County, Alabama, to the Committee of Claims.

Also, a bill (H. R. 4280) for the relief of John M. Black, a citizen of Jefferson County, Alabama, to the Committee on the Public Lands.

By Mr. Cate: A bill (H. R. 4281) to amend an act entitled "An act authorizing the repavement of Pennsylvania avenue," and the acts amendatory thereof, to the Committee for the District of Columbia.

By Mr. Maish: A joint resolution (H. Res. 178) authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, executrices of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney, to the Committee of Claims.

By Mr. Hooker: A bill (H. R. 4282) for the improvement of the Pearl River, in the State of Mississippi, and the removal of obstructions to navigation at the mouth of said river where it empties into the Mississippi Sound, and obstructions in said mouth ;

Also, a bill (H. R. 4283) for the improvement of Pascagoula River and cleaning out obstructions at or near the mouth of said river where it empties into the Mississippi Sound, and deepening the same ;
to the Committee on Commerce.

By Mr. Douglas: A bill (H. R. 4284) authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes ;

Also, a bill (H. R. 4285) authorizing the Secretary of the Treasury to buy certain property for the use of the United States ;
to a select committee on the Freedman's Bank.

The Speaker thereupon announced the appointment of the said committee as constituted at the close of the last session.

By Mr. Woodworth: A bill (H. R. 4286) for the relief of Richard H. Fants, to the Committee on War-Claims.

By Mr. Fenn: A bill (H. R. 4287) for the relief Jenkins A. Fitzgerald, assistant surgeon United States Army, to the Committee of Claims.

Also, a bill (H. R. 4288) authorizing the purchase of gold-dust and bullion at the United States assay-office at Boise City and payment therefor in drafts or certificates of deposit, to the Committee on Coinage, Weights, and Measures.

Mr. Levy, by unanimous consent, presented the memorial of the Board of Underwriters, Chamber of Commerce, Cotton Exchange, and other public bodies of New Orleans, Louisiana, in regard to improvement of navigation of Red River in Louisiana and Texas; which was ordered to be printed in the Record and referred to the Committee on Commerce.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of the Interior, transmitting the estimate of the treasurer of the National Soldiers' Home for the expenses for the fiscal

year ending June 30, 1878; which was referred to the Committee on Military Affairs and ordered to be printed.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. John Reilly, until Friday next;

To Mr. Stanton, for five days; and

To Mr. Whitthorne, until January 3, 1877.

By unanimous consent,

Ordered, That the papers in the case of William Watkins be taken from the files and referred to the Committee on War-Claims.

And then,

On motion of Mr. Clymer, at 12 o'clock and 18 minutes p. m., the House adjourned.

FRIDAY, DECEMBER 29, 1876.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Lamar: The petition of James Conner, of South Carolina, for the removal of the political disabilities imposed upon him by the fourteenth amendment to the Constitution of the United States, to the Committee on the Judiciary.

By the Speaker: The petition of William Welsh, Henry Armitt Brown, A. J. Drexel, Henry C. Lea, R. Rundle Smith, Edwin M. Lewis, John Wannemaker, W. C. Harward, and other citizens of Philadelphia, of all political parties, declaring that the questions arising from the late presidential election should be dealt with in a spirit predetermined to harmonize conflicting views, irrespective of success or defeat of individual candidates; that a partisan contest in Congress resulting in the proclamation of a President without the acquiescence of both houses would destroy the confidence of the people in the justice of the decision adopted, and urging that both houses will earnestly seek some mode of reaching a decision of the pending questions that will satisfy the conscience of the country, to the committee on counting the electoral vote.

Mr. Laue, by unanimous consent, presented sundry memorials of the legislature of the State of Oregon; which were ordered to be printed and severally referred, as follows, viz:

I. Praying that the grantees of certain lands in the State of Oregon to aid in the construction of certain military wagon-roads therein be required to make selections of all lieu-lands to which they may be entitled, and that the balance of the alternate sections within the limits of said grants be restored to market, subject to entry under the public-land laws of the United States;

II. Praying that a law be passed providing for the sale of desert lands in East Oregon in quantities greater than one hundred and sixty acres upon reclamation thereof by irrigation;

III. Praying that Congress so amend and modify certain acts granting lands to aid in the construction of certain railroads in the State of Oregon as to authorize the sale of public lands within the limits of said grants at the usual minimum rate, and in quantities of a quarter-section to any settler, and that the State may be allowed to select lands granted to her by certain acts of Congress at the minimum price of \$1.25 per acre;

to the Committee on the Public Lands.

IV. Praying that an appropriation be made for the survey and improvement of Alsea River, in Benton County, Oregon;

V. Praying that an appropriation be made to secure a survey of Cape Foulweather, with a view of making the same a port of refuge;

VI. Praying that \$100,000 be appropriated for improving the channel and harbor of Coquille River;

VII. Praying that an appropriation be made sufficient to complete the improvement of the Willamette River in the State of Oregon;

VIII. Praying that Congress grant liberal appropriations for the opening and free navigation of the great Columbia River; to the Committee on Commerce.

IX. Praying that a law may be passed for the extinguishment of the Indian title to the Siletz reservation, and for preparing the same for settlement, to the Committee on Indian Affairs.

X. Praying that the act admitting the State of Oregon into the Union be so amended as to make the boundary-lines of said State conform to the boundary-lines set forth in her constitution, to the Committee on the Territories.

XI. Praying that an appropriation be made to defray the expenses of a scientific and geological survey of the State of Oregon, to the Committee on Appropriations.

XII. Favoring the passage of a law by Congress granting pensions to the surviving soldiers of the Mexican war, to the Committee on Invalid Pensions.

The Speaker announced as the regular order of business, as unfinished business, the report of the Committee of the Whole House pending at the time of adjournment on Friday last.

The House thereupon proceeded to the consideration of the said report;

When

Bills of the House and a bill of the Senate of the following titles, viz:

H. R. 3292. A bill providing for a pension to be paid to Andrew Jackson, (colored,) of Pittsburgh, Pennsylvania;

H. R. 3509. A bill for the relief of the legal representatives of R. H. Munnell, deceased, late commissary Tenth Tennessee Cavalry;

H. R. 3511. A bill granting a pension to Thomas G. Kingsley;

H. R. 703. A bill granting a pension to Catharine Ferry;

H. R. 2218. A bill for the relief of Mrs. Amanda Rains;

S. 408. An act for the relief of Assistant Surgeon Thomas F. Azpell;

H. R. 3067. A bill for the relief of Alexander Anderson, late first lieutenant Fourteenth New York Volunteer Cavalry;

H. R. 3512. A bill for the relief of First Lieutenant Frederick H. E. Ebenstein, Twenty-first Infantry, United States Army;

H. R. 767. A bill for the relief of Samuel B. Stanber and others;

H. R. 3513. A bill granting a pension to Dr. P. F. Reuss;

H. R. 2229. A bill for the relief of Chauncy J. Poore, late a private in Battery G, First New York Light Artillery;

H. R. 3574. A bill for the relief of Marshal P. Thatcher;

H. R. 3436. A bill granting a pension to George Martz;

H. R. 2237. A bill granting a pension to Anson K. Young;

H. R. 2519. A bill granting a pension to James M. Bailey;

H. R. 3575. A bill granting a pension to Eliza A. Blaze, widow of Abner T. Blaze, late a private in Company C, Thirteenth Indiana Cavalry Volunteers;

H. R. 3577. A bill granting a pension to Catharine Barnes;

H. R. 3578. A bill granting a pension to Eliza McConnell;

H. R. 3579. A bill granting increase of pension to Eugene O'Sullivan, late sergeant of Company K, Eighteenth Missouri Volunteer Infantry;

H. R. 3580. A bill granting a pension to Rachel A. Cullison;

H. R. 838. A bill granting a pension to Joseph Odell;

H. R. 3581. A bill granting a pension to Minerva Williams; severally reported without amendment, which bills of the House were ordered to be engrossed and read a third time, and the bill of the Senate read the third time and passed.

Being engrossed, the bills of the House were accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said House bills and notify the Senate of the passage of S. 408.

Mr. Bright moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The House then proceeded to the consideration of bills of the House of the following titles, viz:

H. R. 3415. A bill for the relief of Mrs. Julia H. Totten, widow of James Totten, late lieutenant-colonel and assistant inspector-general, United States Army;

H. R. 3510. A bill granting a pension to Cynthia H. Abbott;

H. R. 969. A bill for the relief of Charles H. Johnson; severally reported with amendments;

When,

The amendments to the said bills were severally agreed to.

Ordered, That the bills, as amended, be engrossed and read a third time.

Being engrossed, the bills were accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Bright moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker then announced as the regular order of business the call of committees for reports of a private nature.

The Speaker thereupon proceeded to call the committees, and continued the call until all the committees had been called.

No reports being made,

Mr. Clymer, at 12 o'clock and 25 minutes p. m., moved that the House adjourn; which motion was disagreed to.

After debate,

Mr. Atkins, at 12 o'clock and 32 minutes p. m., moved that the House adjourn; which motion was agreed to.

And the House thereupon adjourned.

SATURDAY, DECEMBER 30, 1876.

Before the journal of yesterday's proceedings had been read,

On motion of Mr. Fernando Wood, at 12 o'clock and 5 minutes p. m., the House adjourned to meet, in accordance with its previous order, on Wednesday next, January 3, 1877, at 12 o'clock m.

WEDNESDAY, JANUARY 3, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Bland: The petition of the county court of Laclede County, Missouri, against granting subsidies to the Atlantic and Pacific Railroad Company until said company conform to the State laws of Missouri, by paying taxes on their property, to the Committee on the Pacific Railroad.

By Mr. Buckner: A paper relating to the establishment of a post-

route from Troy, via Brussels, to New Hope, Lincoln County, Missouri, to the Committee on the Post-Office and Post-Roads.

By Mr. Garfield: The petition of Andrew J. Herroon, late a private in Company F, Twenty-ninth Regiment Ohio Volunteer Infantry, for a pension, to the Committee on Invalid Pensions.

By Mr. Kidder: A paper relating to the establishment of a post-route from Firesteel, via Chauka and Wessington, to Fort Thompson, Dakota Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. Luttrell: The petition of J. J. Astor, Brown Brothers & Co., Drexel, Morgan & Co., Phelps, Dodge & Co., Peter Cooper, W. C. Bryant, D. Appleton & Co., Arnold, Constable & Co., Benjamin B. Sherman, August Belmont & Co., and other business firms and citizens of New York City, representing a large proportion of the financial and commercial interests of the city of New York, expressing satisfaction at the action of Congress in appointing conference committees to consider a proper mode of counting the ballots for President and Vice-President of the United States, and earnestly asking that all party considerations may be thrown aside and that unselfish patriotism may guide the members of the two houses of Congress in their legislative action, to the Joint Committee on Counting the Electoral Vote.

By Mr. Rusk: The petition of L. P. Wetherby and others, bondsmen of J. D. Reymert, late receiver at Hudson, Wisconsin, to be relieved from a judgment recovered against them by the United States, to the Committee on the Public Lands.

Also, the petition of citizens of Pierce, Saint Croix, and Dunn Counties, Wisconsin, for the establishment of a post-route from Rock Elm Centre, Pierce County, easterly and northerly, crossing Eau Claire River, near the mouth of Kady Creek Valley, thence up said valley, by Oak Ridge, to Wilson, on the West Wisconsin Railroad, to the Committee on the Post-Office and Post Roads.

By Mr. Stenger: The petition of Mrs. Mary Bowman, mother of Calvin Bowman, deceased, late a private in Company E, One hundred and forty-ninth Regiment Pennsylvania Infantry Volunteers, for a pension, to the Committee on Invalid Pensions.

Mr. Fernando Wood, by unanimous consent, presented a memorial of bankers, merchants, and others of New York, in favor of an amicable adjustment of pending political differences; which was referred to the Select Committee on Counting the Electoral Votes for President and Vice-President and ordered to be printed.

Mr. Hale moved to reconsider the vote by which the memorial was referred, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Douglas: A bill (H. R. 4289) to amend the act entitled "An act amending the charter of the Freedman's Savings and Trust Company, and for other purposes," to the Select Committee on the Freedman's Bank.

By Mr. Rusk: A bill (H. R. 4290) for the relief of Leonard L. Lancaster, late sergeant Second Regiment Cavalry, Wisconsin Volunteers, to the Committee on Military Affairs.

By Mr. William A. Phillips: A bill (H. R. 4291) to extend the time to pre-emptors on the public lands, to the Committee on the Public Lands.

Also, a bill (H. R. 4292) to provide for the appraisement of certain lands, to the Committee on Indian Affairs.

By Mr. Buckner: A bill (H. R. 4293) for the support of the government of the District of Columbia for the fiscal year ending June 30,

1878, and for other purposes, to the Committee for the District of Columbia.

By Mr. Hunter: A bill (H. R. 4294) to provide for the election of Federal officers and to prevent fraud in such elections, to the Committee on the Judiciary.

By Mr. Lane: A bill (H. R. 4295) providing for the survey and improvement of Alsea Bay, in Benton County, Oregon, to the Committee on Commerce.

By Mr. Garfield: A bill (H. R. 4296) to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, Inspector-General United States Army, to the Committee on Invalid Pensions.

By Mr. Hereford: A bill (H. R. 4297) to authorize a further appropriation to continue the improvement of the Great Kanawha River in West Virginia;

By Mr. Banning: A bill (H. R. 4298) for the improvement of the Youghiogheny River, in Pennsylvania; to the Committee on Commerce.

On motion of Mr. O'Brien, by unanimous consent, the bill of the House (H. R. 732) for the relief of Mrs. Catharine Thrush and William B. Stone, owners of the schooner Flight, with the amendments of the Senate thereto, was taken from the Speaker's table and the said amendments agreed to.

Mr. O'Brien moved to reconsider the vote by which the amendments of the Senate were concurred in, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Milliken, by unanimous consent, the bill of the House (H. R. 735) for the relief of Philip Pendleton, with the amendments of the Senate thereto, was taken from the Speaker's table and the amendments agreed to.

Mr. Milliken moved to reconsider the vote by which the amendments were concurred in, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. James Wilson, by unanimous consent, introduced the following resolution; which was read, referred to the Committee on Railways and Canals, and ordered to be printed, viz:

Resolved, That the Committee on Railways and Canals be requested to take into consideration and report to the House whether it is wise and expedient to provide by law for the appointment of a national board of engineers to supervise the condition of interstate railroads, as far as their safety to citizens traveling upon them is concerned.

Mr. Knott, from the Committee on the Judiciary, to which was referred the credentials of James B. Belford, a Representative claiming to be elected from the State of Colorado, submitted a report in writing thereon, accompanied by the following resolution, viz:

Resolved, That Colorado is a State in this Union, and that James B. Belford, Representative-elect from said State, be sworn and admitted to his seat as such.

Mr. Hurd, by unanimous consent, from the same committee, submitted the views of the minority thereon.

Ordered, That the said report, together with the views of the minority, be printed and recommitted to the Committee on the Judiciary.

The Speaker having stated that the Sergeant-at-Arms, in pursuance of the order of the House, had taken into custody E. W. Barnes, a recusant witness before the Select Committee to Investigate the Recent

Election in the State of Louisiana, the Sergeant-at-Arms appeared at the bar of the House with the said Barnes.

The Speaker then laid before the House the following communication, viz :

WASHINGTON, January 3, 1877.

SIR: Referring to our conversation last evening relative to our wish that the appearance of Mr. Barnes may be delayed until 2 o'clock on Friday next, we have the honor to ask that you will give your favorable consideration to this request, and oblige us by allowing us till the time mentioned to confer with Mr. Barnes relative to the answer to be presented on his behalf to the House of Representatives.

We have the honor to be, very respectfully, your obedient servants,
GROSVENOR P. LOWREY,
J. HUBLEY ASHTON,
Of Counsel for E. W. Barnes.

HON. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. Knott submitted the following resolution; which, under the operation of the previous question, was read, considered, and agreed to, viz:

Resolved, That E. W. Barnes be allowed until Friday, the 5th day of January, 1877, at 2 o'clock p. m., to make his answer at the bar of this House to the charge of contempt of its authority and breach of its privileges pending against him; and that said Barnes be remanded to the custody of the Sergeant-at-Arms, and by him safely held until the judgment of the House be had on said charge.

Mr. Knott moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The regular order being demanded, the Speaker proceeded to call the committees for reports;

When,

Mr. John Robbins, from the Committee on Naval Affairs, reported a bill (H. R. 4299) to promote the efficiency of seamen in the United States Navy; which was read twice, and, with the report, ordered to be printed and recommitted to the said committee, not to be brought back on a motion to reconsider.

Mr. John Robbins also, from the same committee, reported a bill (H. R. 4300) to regulate the appointment of sail-makers in the United States Navy; which was read twice, committed to the Committee of the Whole House on the state of the Union, and, with the accompanying report, ordered to be printed.

Mr. Durham, from the Committee on Expenditures in the Department of Justice, to which was referred the bill of the House (H. R. 3776) fixing the fees of clerk of the United States district and circuit courts, reported the same with amendments.

The House having proceeded to their consideration, the said amendments were severally agreed to.

Ordered, That the said bill, as amended, be engrossed and read the third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Durham moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Durham, from the same committee, to which was referred the bill

of the House (H. R. 3775) fixing the compensation of United States marshals and deputies, reported the same with amendments.

The House having proceeded to the consideration of the said amendments,

The same were agreed to.

Mr. Couger submitted an amendment ;

And the question being put upon agreeing to the said amendment, no quorum voted.

Whereupon,

Mr. Holman, at 1 o'clock and 30 minutes, moved that the House adjourn.

Pending which,

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed a bill of the following title, viz :

S. 1040. An act to authorize sundry allowances to James Atkins, late collector of internal revenue for the fourth district of Georgia, in the settlement of his accounts ;

in which I am directed to ask the concurrence of the House.

The Senate have passed bills of the House of the following titles, viz :

H. R. 4116. A bill to change the name of the steamship Whirlwind to that of Arcadia ; and

H. R. 4272. A bill authorizing the use of certain funds now in the Treasury belonging to the Osage Indians ; without amendment.

The Speaker, by unanimous consent, laid before the House sundry communications ; which were severally disposed of as follows, viz :

I. A letter from the Secretary of State, transmitting, in conformity to law, a statement of registered seamen receiving citizenship ; which was referred to the Committee on Commerce and ordered to be printed.

II. A letter from the Secretary of the Treasury, reporting a deficiency in the appropriation for the transportation of United States notes and securities for the present fiscal year ; which was referred to the Committee on Appropriations.

III. A letter from the Secretary of War, transmitting a report in the case of Richard H. Birmingham, late sergeant of the Sixty-ninth New York Volunteers ;

IV. A letter from the Secretary of War, transmitting information in the case of Alvah W. Hicks ;

V. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4170) for the relief of Matthew W. Hultzer, late private in Company H, Twenty-eighth Wisconsin Volunteers ;

VI. A letter from the Secretary of War, transmitting a communication from the Quartermaster-General in regard to the condition of clothing, camp and garrison equipage accounts of Lieutenant V. M. Jones, of the Fourth Michigan Cavalry ;

VII. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4133) for the relief of James P. Carroll, late of Company F, Fiftieth Kentucky Volunteers ;

VIII. A letter from the Secretary of War, transmitting a report from the Adjutant-General on the bill (H. R. 2721) for the relief of John Hoffman, private Company K, One hundred and fifth Pennsylvania Volunteers ;

IX. A letter from the Secretary of War, transmitting a report from the Adjutant-General on the applications of Benjamin Penny, private Company G, Forty-fourth Ohio Volunteers, and Elbridge Weaver, Company C, Seventeenth Illinois Volunteers, for honorable discharge ; and

X. A letter from the Secretary of War, transmitting the report of the Adjutant-General on the bill (H. R. 4171) for the relief of Alonzo W. Baker, private Company A, Twenty-fourth Wisconsin Volunteers; severally to the Committee on Military Affairs.

The Speaker announced that he had appointed Mr. McDill a member of the Select Committee on Counting the Electoral Vote, in place of Mr. Monroe, excused.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Collins, until Monday, the 9th instant.

To Mr. Frank Jones, for one week from the 8th instant.

To Mr. Lord, for five days.

To Mr. Robinson, until the 10th instant.

To Mr. Walsh, for one week.

On motion of Mr. White,

By unanimous consent, leave was granted to withdraw from the files of the House the papers in the case of B. T. Zimmerman.

Mr. Carr gave notice, under the rules, that he would on Monday, January 8, ask leave to introduce bills of the following titles, viz:

A bill providing a method of counting the electoral vote for President and Vice-President of the United States, and declaring the result.

Also, a bill for the relief of Joel E. Carter.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

THURSDAY, JANUARY 4, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: Memorial of 62 voters of the town of Londonderry, Vermont, of all political parties, condemning the action of the returning-boards in Louisiana, Florida, and South Carolina, and approving the action of the House of Representatives in sending investigating committees to the said States, to the committee on counting the electoral vote.

By Mr. J. H. Bagley: The petition of citizens of Kingston City, New York, that Congress enforce the provisions of the act of Congress of July 24, 1866, relating to the purchase of all telegraph-lines in the United States for postal, military, or other purposes;

Also, the petition of citizens of Adams, New York, of similar import;

By Mr. Buckner: A paper relating to the establishment of a post-route from Florida to Vandalia, Missouri;

By Mr. Cabell: The petition of citizens of Franklin, Bedford, and Roanoke Counties, Virginia, for the establishment of a post-route from Gates's Mill, Roanoke County, via Neighbor's Store, Bedford County, Hardy's Ford, William Hopkins's residence, Franklin County, Taylor's Store, to Edwadsville;

to the Committee on the Post-Office and Post-Roads.

By Mr. Gause: Memorial of the city council of Hot Springs, Arkansas, praying for a disposition by the Government of the Government reservation at Hot Springs, Arkansas, to the Committee on the Public Lands.

By Mr. Gibson: The petition of Laura J. Bemiss, for compensation for property taken by the United States Army in Louisiana, to the Committee on War-Claims.

By Mr. Haralson: The petition of citizens of Clarke County, Alabama, for the establishment of a post-route from Bay Minette to Sugsville, Alabama, to the Committee on the Post-Office and Post-Roads.

By Mr. Hendee: The petition of Edgar A. Beach, late second lieutenant Second Regiment United States Sharpshooters, for pay for services rendered as second lieutenant of said regiment during the late war, to the Committee on War-Claims.

By Mr. Henkle: Memorial of John H. Semmes and others, asking pay for rent of the Seaton House, leased by the United States, until the legal termination of the lease thereof, and for compensation for repairs necessarily made upon said building, to the Committee on Appropriations.

By Mr. Lapham: The petition of J. J. Astor, Brown Brothers & Co., Drexel, Morgan & Co., Phelps, Dodge & Co., Peter Cooper, W. C. Bryant, D. Appleton & Co., Arnold, Constable & Co., Benjamin B. Sherman, August Belmont & Co., and other business firms and citizens of New York City, representing a large proportion of the financial and commercial interests of the city of New York, expressing satisfaction at the action of Congress in appointing conference committees to consider a proper mode of counting the ballots for President and Vice-President of the United States, and earnestly asking that all party considerations may be thrown aside and that unselfish patriotism may guide the members of the two houses of Congress in their legislative action, to the committee on counting the electoral votes for President and Vice-President.

By Mr. Maish: The petition of Jacob Hahn, late a private in Company A, Eleventh Regiment Pennsylvania Volunteers, for arrears of pension, to the Committee on Invalid Pensions.

By Mr. O'Neill: The petition of citizens of Philadelphia, that Congress settle in harmony the question of who may be inaugurated as President of the United States, to the committee on counting the electoral vote.

Also, the petition of Samuel B. Hutchinson, for the restoration of the pension of his late ward, Mary A. Shurlock;

By Mr. Payne: The petition of Rosetta L. McKay, mother of Frederick A. McKay, deceased, late second lieutenant Company E, Forty-first Regiment Ohio Volunteer Infantry; to the Committee on Invalid Pensions.

By Mr. Robert B. Vance: A paper relating to the petition of S. D. Plemmons, of North Carolina, to be relieved from the penalty imposed for an alleged violation of the United States revenue laws, to the Committee of Ways and Means.

By Mr. A. Herr Smith: The petition of 56 citizens of Lancaster County, Pennsylvania, that Congress enforce the provisions of an act of Congress of July 24, 1866, relating to the purchase of all telegraph-lines in the United States for postal, military, or other purposes, to the Committee on the Post-Office and Post-Roads.

Also, papers relating to the petition of Abraham Alstead, late second lieutenant of Company A, Fifty-fifth Regiment Pennsylvania Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Terry: A paper relating to the establishment of post-routes from Rocky Station to Thomas Morris's residence, in Lee County, and from Martin's Station to Allisonia, in Pulaski County, Virginia, to the Committee on the Post-Office and Post-Roads.

By Mr. Van Vorhes: The petition of Oscar B. Nott, late a private in Company B, One hundred and sixty-first Regiment Ohio Volunteer Infantry, for a pension, to the Committee on Invalid Pensions.

Also, the petition of W. H. Dye and 45 other citizens of Meigs County, Ohio, for the enforcement of the act of 1866 authorizing the purchase of

the telegraph-lines of the United States, and declaring that the telegraph belongs properly to the Post-Office Department, and that the Government can alone secure the freedom of the press and the security of private correspondence, to the Committee on the Post-Office and Post-Roads.

By Mr. Erastus Wells: The petition of Thomas R. Cross, late a private in the First Missouri Light Artillery, for a pension, to the Committee on Invalid Pensions.

By Mr. Wigginton: The petition of 1,472 citizens of Los Angeles County, California, protesting against the confirmation by Congress of illegal indemnity school-land selections in said State, to the Committee on the Public Lands.

By Mr. Willis: The petition of Charles Perley, for compensation for the use by the United States of certain inventions patented by him and applied without his consent in the construction of certain naval engines of war, to the Committee on Naval Affairs.

By unanimous consent, bills were introduced, read a first and second time, ordered to be printed, and severally referred as follows, viz:

By Mr. Hereford: A bill (H. R. 4301) for the relief of A. W. Plymale, of West Virginia, to the Committee on the Judiciary.

By Mr. Willis: A bill (H. R. 4302) to provide for the repeal of all taxes upon capital and deposits of State and national banking institutions, corporations, companies, associations, or persons engaged in the business of banking, to the Committee of Ways and Means.

Also, a bill (H. R. 4303) to further declare the meaning of section 5219 of the Revised Statutes of the United States and its correct interpretation, to the Committee on Banking and Currency.

By Mr. Caulfield: A bill (H. R. 4304) to authorize the United States to secure a title to the Fort Union military and timber reservation in New Mexico, to the Committee on Military Affairs.

By Mr. Tufts: A bill (H. R. 4305) to change the name of the steamboat Blue Lodge to that of A. P. Hostford, to the Committee on Commerce.

By unanimous consent, resolutions, petitions, and a memorial were introduced, read, and severally disposed of as follows, viz:

By Mr. Fort: The petition of officers and soldiers of the United States Army who served in the Mexican war, praying for such additional pay, bounty, or pension as may seem most wise and just, to the Committee on Invalid Pensions and ordered to be printed.

By Mr. Willis: The memorial of merchants, bankers, and others of the city of New York, praying for a peaceful and harmonious solution of the presidential question, to the select committee on counting the electoral vote.

By Mr. Bright: *Resolved*, That one messenger be added to the list of messengers under the Doorkeeper of the House, to be assigned to duty to the diplomatic gallery, which is not now provided for, to the Committee on Accounts.

By Mr. John W. Wallace: *Resolved*, That the Committee on the Judiciary be instructed to inquire whether by the act of August 15, 1876, which declares that the fourteen messengers on the soldiers' roll shall be employed during the current year at a compensation not exceeding \$1,200 each, "and the sum of money necessary to pay the messengers on that roll is hereby appropriated," the Doorkeeper of the House had the legal right to discharge Charles H. Reisenger, one of the messengers on that soldiers' roll, to the Committee on the Judiciary.

Mr. McCrary, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Secretary of the Interior be requested to transmit to the House a copy of the latest report of the Government directors of the Union Pacific Railroad Company.

Mr. McCrary moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. William R. Brown, by unanimous consent, the bill (H. R. 2260) "providing for the sale of saline lands," with the amendments of the Senate thereto, was taken from the Speaker's table and the said amendments agreed to.

Mr. William R. Brown moved to reconsider the vote by which the amendments of the Senate were agreed to, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, on motion of Mr. Holman, the House proceeded to the consideration of business on the Speaker's table; when the following resolutions of the Senate were read and severally referred to the Select Committee on Rules:

Resolved, That the Committee on Enrolled Bills shall have power to act concurrently with a similar committee of the House of Representatives in the examination of enrolled bills, and shall carefully compare the enrollment with the engrossed bills as passed in the two houses, and correct any errors that may be discovered in the enrolled bills, make their report to the respective houses, and shall be as follows: Mr. Conover, (chairman,) Mr. Robertson, and Mr. Kelly.

Resolved, That the Committee on the Library shall have power, in conjunction with three members appointed by the House of Representatives, to superintend and direct the expenditure of all the moneys appropriated for the Library, and to perform such other duties as are or may be directed by law, and shall be as follows: Mr. Howe, (chairman,) Mr. Edmunds, and Mr. Ransom.

Resolved, That the Committee on Printing shall have power, in conjunction with the committee on the part of the House of Representatives, to discharge all the duties now or hereafter devolved upon them by law, and shall be as follows: Mr. Anthony, (chairman,) Mr. Sherman, and Mr. Saulsbury.

Resolved, That the Committee on Public Buildings and Grounds shall have power to act concurrently with the same committee of the House of Representatives, and shall be as follows: Mr. Morrill, (chairman,) Mr. Cameron of Pennsylvania, Mr. Paddock, Mr. Cooper, and Mr. Whyte.

Bills and joint resolutions of the Senate and bills of the House, with amendments of the Senate thereto, were also taken from the Speaker's table, read a first and second time, and severally referred as follows, viz:

S. 614. An act to authorize the Secretary of the Interior to deposit certain funds in the United States Treasury in lieu of investment, with the amendments of the House, and the message from the Senate disagreeing to the said amendments, and requesting a conference, to the Committee of Ways and Means.

H. R. 2300. A bill granting a pension to Margaret C. Bell, to the Committee on Invalid Pensions.

H. R. 2473. A bill to authorize claimants upon even-numbered sections of land within the twenty-mile limits of the Northern Pacific Railroad to make proof in payment for their claims at the ordinary minimum rate

of one dollar and twenty-five cents per acre, to the Committee on the Public Lands.

H. R. 1558. A bill to remove the legal and political disabilities of Robert Ransom, of Virginia, to the Committee on the Judiciary.

H. R. 2133. A bill to amend section 10 of the act making appropriations for the current and contingent expenses of the Indian department for the year ending June 30, 1876, to the Committee on Appropriations.

H. R. 1915. A bill to change the name of the steamboat Robert Ross, to the Committee on Commerce.

H. R. 2041. A bill to amend section 2291 of the Revised Statutes of the United States, to the Committee on the Public Lands.

H. R. 1237. A bill for the relief of Benjamin F. Reynolds;

H. R. 262. A bill for the relief of the legal representatives of John W. Gall, deceased, late of Company A, One hundred and thirtieth Regiment Illinois Volunteers; to the Committee on Military Affairs.

H. R. 2736. A bill to remove the political disabilities of N. H. Van Zandt, of Virginia, to the Committee on the Judiciary.

H. R. 4120. A bill making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1873, to the Committee on Appropriations.

H. R. 2043. An act to improve the law in relation to dower in the District of Columbia, to the Committee on the Judiciary.

S. R. 16. Joint resolution to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative value of gold and silver, to the Committee on Coinage, Weights, and Measures.

S. 873. An act for the relief of John G. Taylor, of Annapolis, Maryland, to the Committee of Claims.

S. 686. An act supplementary to the present statutes in aid and defense of the constitutional rights of citizens, to the Committee on Foreign Affairs.

S. 735. An act granting a pension to Martha Irwin, widow of John Irwin, to the Committee on Invalid Pensions.

S. 739. To amend section 5457 of the Revised Statutes of the United States, relating to counterfeiting, to the Committee on the Revision of the Laws of the United States.

S. 783. An act providing for the extension of the time for completing the survey and location of the Portland, Dalles, and Salt Lake Railroad;

S. 547. An act for the relief of settlers upon certain lands in the State of Minnesota; to the Committee on the Public Lands.

S. 813. An act granting an increase of pension to Lawrence P. N. Landrum, to the Committee on Invalid Pensions.

S. 845. An act for the relief of W. H. Woodward, of Indianola, Texas, to the Committee on Military Affairs.

S. 882. An act granting a pension to Stillman E. Dix, of Hampton, Virginia;

S. 883. An act granting a pension to William H. Oliver, of Sweet Water, Tennessee; to the Committee on Invalid Pensions.

S. 934. An act to provide for furnishing certified transcripts of territorial records, to the Committee on the Territories.

S. 535. An act granting a pension to Armistead Goodlow, to the Committee on Invalid Pensions.

S. 655. An act to confirm to the city of San José, in the State of California, the title to certain lands, to the Committee on the Public Lands.

S. 973. An act for the relief of Elizabeth Carson, to the Committee on Military Affairs.

S. 884. An act to authorize the change of name of the steamboat Peter Crary to that of Joseph L. Chapman, to the Committee on Commerce.

S. 978. An act extending and continuing the act entitled "An act to provide temporarily for the expenditures of the Government," to the Committee on Appropriations.

S. 781. An act for the relief of the estate of Amos Ireland, deceased, to the Committee of Claims.

S. 999. An act to continue the provisions of an act entitled "An act to provide temporarily for the expenditures of the Government," &c., to the Committee on Appropriations.

S. 992. An act to authorize the Secretary of the Treasury to issue a register and change the name of the schooner Captain Charles Robbin to Minnie, to the Committee on Commerce.

S. 904. An act for the relief of William C. Nichols, late assistant treasurer of the United States at Chicago, Illinois, to the Committee of Claims.

S. 1008. An act to increase the efficiency of the cavalry force in the suppression of Sioux Indian hostilities, to the Committee on Military Affairs.

S. 731. An act to limit and fix the Signal-Service, to the Committee on Appropriations.

S. 917. An act to enable O. F. Bussell, of Indianapolis, Indiana, to make application to the Commissioner of Patents for extension of letters patent for a combined rubber and spiral steel spring, to the Committee on Patents.

S. 234. An act to allow a pension of thirty-seven dollars per month to soldiers who have lost both an arm and a leg, to the Committee on Invalid Pensions.

S. 307. An act concerning security on writs of error and appeals, and for other purposes, to the Committee on the Judiciary.

S. 526. An act to amend section 1036 of the Revised Statutes, relating to the District of Columbia, to the Committee for the District of Columbia.

S. 453. An act to authorize the Vancouver Water Company to lay water-pipes through the Fort Vancouver military reservation, to the Committee on Military Affairs.

S. 796. An act for the relief of the heirs of Sheldon S. Hartshorn;

S. 795. An act to enable Moses Marshall to make application to the Commissioner of Patents for the extension of letters-patent for improvement in knitting-machines;

to the Committee on Patents.

S. 1044. An act making appropriation to pay judgments of the Court of Claims, to the Committee on Appropriations.

S. 832. An act to increase the pension of Helen M. Stansbury;

S. 210. An act granting a pension to Austin R. Mills;

to the Committee on Invalid Pensions.

S. 691. An act for the relief of Edward A. Leland, to the Committee on Patents.

S. 705. An act for the relief of Albert Towle, postmaster at Beatrice, Nebraska, to the Committee of Claims.

S. 750. An act granting a pension to T. B. Murdock, to the Committee on Invalid Pensions.

S. 752. An act authorizing the recorder of the District of Columbia to appoint an assistant with certain powers, to the Committee for the District of Columbia.

S. 792. An act granting a pension to Peter Hardie, to the Committee on Invalid Pensions.

S. 828. An act for the relief of Peter Phillips;

S. R. 29. Joint resolution extending the time for the making of a report by the Army commission created by the act of July 24, 1876;

S. 683. An act for the relief of the officers and privates of the Fourth Arkansas Cavalry Volunteers; to the Committee on Military Affairs.

S. 991. An act for the relief of Edwin Rogers;

S. 946. An act for the relief of Gibbes & Co., of Charleston, South Carolina; to the Committee of Claims.

S. 606. An act to establish the Territory of Huron and to provide a temporary government therefor, to the Committee on the Territories.

Mr. Holman moved to reconsider the various votes by which the bills and resolutions were referred, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House the following executive communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, respecting an appropriation for head-stones of graves of citizens and rebel soldiers in the cemeteries at Rock Island and Elmira, to the Committee on Military Affairs.

II. A letter from the Secretary of the Interior, inclosing an estimate for an appropriation for a survey of certain lands in North Carolina, to the Committee on Appropriations.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz:

S. 408. For the relief of Assistant Surgeon Thomas F. Azpell, United States Army;

When

The Speaker signed the same.

Mr. Clymer, from the Committee on Appropriations, reported a bill of the following title; which was read a first and second time, viz:

H. R. 4306. A bill making appropriation for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes.

Ordered, That the said bill be committed to the Committee of the Whole House on the state of the Union, made the special order therein for Monday, January 8, next, after the morning hour, and from day to day thereafter until disposed of, and be printed.

On motion of Mr. Conger, all points of order were reserved on the said bill.

The Speaker, having proceeded to call the committees for reports, announced as the regular order of business the consideration of the bill (H. R. 3775) reported yesterday from the Committee on Expenditures in the Department of Justice, the pending question being on the amendment submitted by Mr. Conger.

The House having proceeded to the consideration of the said amendment,

It was disagreed to.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Durham moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Durham, from the same committee, to which was referred the bill of the House (H. R. 3792) fixing the compensation, &c., of United States attorneys, reported the same with amendments.

The House having proceeded to the consideration of the said amendments,

Ordered, That the bill, with the amendments, be committed to the Committee of the Whole House on the state of the Union, made a special order for Wednesday, January 10, next, after the morning hour, not to interfere with the regular appropriation bills, and be printed.

Mr. Durham moved to reconsider the vote by which the order was made, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

On motion of Mr. Bright, the Committee of Claims were discharged from the further consideration of the bill (S. 784) for the relief of Enoch Totten, administrator of the estate of William A. Lloyd, deceased, and the same was referred to the Committee on War-Claims.

Mr. Bright moved to reconsider the vote by which the bill was referred to the Committee on War-Claims, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

Mr. Reagan, from the Committee on Commerce, to which was referred the bill (H. R. 3567) to make the port of Brownsville, Texas, one of the ports to which unappraised merchandise may be transported, reported the same with an amendment in the nature of a substitute; which amendment was disagreed to.

An additional amendment, submitted by Mr. Reagan, was agreed to, and the bill, as amended, was ordered to be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Reagan moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Goodin, from the Committee on the Public Lands, to which was referred the bill (H. R. 2041) to amend section 2291 of the Revised Statutes of the United States, with the amendments of the Senate thereto, reported the same, recommending concurrence in the said amendments.

The House having proceeded to the consideration of the said amendments,

They were severally agreed to.

On motion of Mr. Goodin, the title was amended, as follows, viz: "An act to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead entries."

Mr. Goodin moved to reconsider the vote by which the amendments of the Senate were concurred in, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Kidder, from the same committee, to which was referred the bill (H. R. 2114) to give parties contestant time to file on or enter lands under the pre-emption, homestead, or timber-culture acts after the contests shall have been finally decided, reported the same with amendments;

which amendments were agreed to and the bill, as amended, ordered to be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Goodin moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Goodin, from the same committee, to which was referred the bill (S. 678) for the relief of Ephraim P. Abbott, reported the same without amendment.

The House having proceeded to the consideration of the said bill,

Pending the question on its third reading, the morning hour expired.

On motion of Mr. Goldsmith W. Hewitt, the House resolved itself into the Committee of the Whole House on the state of the Union on the bill (H. R. 2283) granting pensions to certain soldiers and sailors of the Mexican, Florida, and Black Hawk wars, and certain widows of deceased soldiers and sailors of the same; and after some time spent therein the Speaker resumed the chair, and Mr. John T. Harris reported that the committee had directed him to report the said bill to the House with sundry amendments.

The House having proceeded to the consideration of the said amendments,

They were severally agreed to.

When,

Under the operation of the previous question, the bill was ordered to be engrossed.

Being engrossed, it was accordingly read the third time and passed.

Mr. Goldsmith W. Hewitt moved to reconsider the vote by which the bill was passed, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Reagan, by unanimous consent, the title to bill H. R. 3567 (port of Brownsville, Texas) was amended to read as follows, viz: "An act to make the ports of Galveston and Brownsville, Texas, ports to which appraised merchandise may be imported."

On motion of Mr. Singleton, the House resolved itself into the Committee of the Whole House on the state of the Union on the special order, H. R. 4251, (consular and diplomatic bill;) and after some time spent therein the Speaker resumed the chair, and Mr. Willis reported that the committee, having had under consideration the said bill, had come to no resolution thereon.

On motion of Mr. Singleton,

Ordered, That when the House again resolves itself into the Committee of the Whole House on the state of the Union on the bill H. R. 4251, general debate be limited to five minutes.

By unanimous consent, amendments proposed to be submitted by Mr. Holman and Mr. Reagan to the said bill (H. R. 4251) were ordered to be printed.

Mr. Foster, from the Committee on Appropriations, reported a bill (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes; which bill was read a first and second time, committed to the Committee of the Whole House on the state of the Union, made a special order for to-morrow, after the morning hour, and ordered to be printed.

On motion of Mr. James Wilson,

All points of order were reserved on the items of said bill.

On motion of Mr. Lynde, by unanimous consent,

Ordered, That the bill (H. R. 3370) to amend the statutes in relation to damages for infringement of patents, and for other purposes, be printed.

Mr. Springer, at 4 o'clock and 30 minutes p. m., moved that the House do now adjourn.

Pending which,

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Chapin, for one week.

To Mr. Spencer, for ten days.

To Mr. Warren, for one week.

On motion of Mr. White, by unanimous consent, leave was granted to withdraw from the files of the House the papers in the case of Dill and Hazelrig.

And then

The motion of Mr. Springer was agreed to, and the House accordingly adjourned.

FRIDAY, JANUARY 5, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. George A. Bagley: The petition of citizens of various States, that the United States assume the award made in favor of American citizens and against Mexico under the last joint commission, to the Committee on Foreign Affairs.

By Mr. Faulkner: The petition of John S. Gallagher, formerly of West Virginia, now of Washington City, a soldier of the war of 1812, for a pension, to the Committee on Revolutionary Pensions.

Also, the petition of P. Lipscomb and other citizens of Tucker County, West Virginia, for the establishment of a post-route from Saint George to Aurora, in said State, to the Committee on the Post-Office and Post-Roads.

By Mr. Franklin: The petition of James A. Price, for compensation for services rendered while second lieutenant and recruiting-officer for the Sixteenth Kansas Cavalry Volunteers, to the Committee on Military Affairs.

By Mr. Freeman: The petition of citizens of Philadelphia, that Congress may amicably adjust the question of who is to be inaugurated President of the United States, to the Committee on Counting the Electoral Votes.

By Mr. Hardenbergh: A paper relating to the establishment in New York City of an institution for providing temporary shelter for respectable destitute men, to the Committee on Naval Affairs.

By Mr. Kidder: A paper relating to the establishment of a post-route from Bismarck, Dakota Territory, via the military post at the mouth of Tongue River and mouth of Big Horn River, to Fort Ellis, Montana Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: Memorial of citizens of Philadelphia, expressing a desire for a harmonious settlement of the presidential question, to the Committee on Counting the Electoral Vote.

By Mr. Riddle: A paper from Dr. L. R. McClain, relative to the recommendation of the Postmaster-General as to the compensation of post-masters of the fourth class, to the Committee on the Post-Office and Post-Roads.

By Mr. John Robbins: The petition of William Welsh, Henry Armitt

Brown, B. P. Hunt, Thomas Cathcart, Francis McGhee, Stinson Brothers, John Moffet, Gillender & Sons, Richard Irwin, and other citizens of Pennsylvania, that a conscientious and honorable adjustment be had of the present national election complication ;

By Mr. A. Herr Smith : The petition of merchants and bankers of New York, that in counting the votes for President and Vice-President Congress may be influenced only by considerations of unselfish patriotism ;

Also, the petition of 136 citizens of Columbia, Pennsylvania, setting forth the danger that threatens the Government from partisan spirit, and appealing to the House of Representatives to endeavor to insure a full, fair, and satisfactory count of the votes given in the late presidential election ;

to the Committee on Counting the Electoral Vote.

By Mr. Thornburgh : The petition of Thomas H. Reeves, of Tennessee, for compensation as a member of the Forty-second Congress from the State at large, to the Committee on the Judiciary.

By Mr. Martin I. Townsend : The petition of citizens of White Creek, county of Washington, New York, that the United States purchase telegraph franchises, to the Committee on the Post-Office and Post-Roads.

By unanimous consent, bills were introduced, read a first and second time, ordered to be printed, and severally referred as follows, viz :

By Mr. Sampson : A bill (H. R. 4308) restoring the name of Benjamin Hollingsworth to the pension-roll ;

By Mr. A. Herr Smith : A bill (H. R. 4309) increasing the pension of Abraham Alstead, late a second lieutenant of Company A, of the Fifty-fifth Regiment of Pennsylvania Volunteers ;
to the Committee on Invalid Pensions.

By Mr. Jacobs : A bill (H. R. 4310) for the improvement of the navigation of Smoke River, Washington Territory, to the Committee on Commerce.

By Mr. Knott : A bill (H. R. 4311) granting a pension to Anna Blair Lancaster, widow of Joseph B. Lancaster, late captain in Dudley's Battalion, Kentucky Mounted Volunteers, of General McArthur's command, in the war of 1812, and also captain of militia in the Florida Seminole war, to the Committee on Revolutionary Pensions.

Mr. Fernando Wood, by unanimous consent, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 4250) to provide remedies for overcharge of duties on tonnage and imports, reported the same with amendments, accompanied by a report in writing thereon.

Ordered, That the said bill and report be printed and recommitted to the Committee of Ways and Means.

Mr. Fernando Wood, from the same committee, to which was referred the bill of the Senate (S. 614) to authorize the Secretary of the Interior to deposit certain funds in the United States Treasury, in lieu of investment, with the amendments of the House thereto, and the message from the Senate requesting a conference on the disagreeing votes of the two houses thereon, reported the same.

Ordered, That the House insist upon its amendments, and agree to the conference asked by the Senate.

Subsequently,

The Speaker appointed Mr. Fernando Wood, Mr. Thomas, and Mr. Horatio C. Burchard, managers on the part of the House at the said conference.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker having proceeded, as the regular order of business, to call the committees for reports of a private nature,

Mr. Rainey, from the Committee on Invalid Pensions, to which was referred the bill of the House (H. R. 3423) granting a pension to Reuben J. Cheroning, reported the same, accompanied by a report in writing thereon.

Ordered, That the said bill and report be printed and committed to the Committee of the Whole House.

On motion of Mr. Rainey, the same committee were discharged from the further consideration of the bill of the House (H. R. 938) for the relief of Timothy J. Hurlbut, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Tucker, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 4155) amending the act of July 28, 1876, entitled "An act for the relief of Kendrick & Avis, Kuner, Zise-mann & Zott, Kuner & Zott, all of Saint Louis, Missouri, and Nach-trieb & Co., of Galion, Ohio," reported the same without amendment; which bill, under the operation of the previous question, was ordered to be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Tucker moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hancock, from the same committee, to which was referred the bill of the House (H. R. 4119) for the relief of Barbara Miller, John S. Miller, and William H. Miller, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be printed and committed to the Committee of the Whole House.

Mr. Hancock, from the same committee, to which was recommitted the bill of the House (H. R. 3141) for the relief of Lemuel D. Evans, reported the same, with accompanying report, No. 765.

Ordered, That the said bill and report be committed to the Committee of the Whole House and printed.

On motion of Mr. Garfield, by unanimous consent, the bill of the Senate (S. 1040) to authorize sundry allowances to James Atkins, late collector of internal revenue for the fourth district of Georgia, in the settlement of his accounts, was taken from the Speaker's table, read twice, referred to the Committee of Ways and Means, not to be brought back on a motion to reconsider.

Mr. Atkins, from the Committee on Appropriations, to which was referred the bill of the House H. R. 4120, (pension appropriation bill,) with the amendments of the Senate thereto, reported the same, recommending concurrence in the said amendments.

The House having proceeded to the consideration of the said amend-ments,

They were severally agreed to.

Mr. Atkins moved to reconsider the vote by which the amendments of the Senate were agreed to, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Gause, from the Committee on Private Land-Claims, to which was referred the bill of the House H. R. 3494, reported a substitute for the same, (H. R. 4312,) with the same title; which substitute was read twice, ordered to be printed, and recommitted to the Committee on Private Land-Claims.

On motion of Mr. Bright, the House resolved itself into the Committee of the Whole House on the Private Calendar; and after some time spent therein the Speaker resumed the chair, and Mr. Hooker reported that the Committee had directed him to report sundry bills without amendment.

Pending the question on the engrossment and third reading of the said bills,

The hour of two o'clock having arrived, in compliance with the previous order of the House, the Sergeant-at-Arms appeared at the bar of the House, having in custody E. W. Barnes, a recusant witness.

Whereupon,

The following interrogatory was propounded to him by the Speaker:

"Mr. Barnes, it is the duty of the Chair to ask you what excuse you have to offer for your failure to produce before the committee of this House, sitting at New Orleans, on the 18th of December, 1876, or thereabout, certain telegrams called for by subpoena duly served upon you."

The said Barnes desiring to be heard by counsel,

Ordered, That leave be granted the witness to make his statement in writing, to be read from the Clerk's desk.

The same having been read,

Mr. Knott submitted the following resolution; which, under the operation of the previous question, was read, considered, and agreed to, viz:

Resolved, That the report of the committee, the answer just read to the House, and all other papers relating to the breach of the privilege of this House and contempt of its authority alleged to have been committed by E. W. Barnes, now in custody and at the bar of the House, be referred to the Committee on the Judiciary, with instructions to report, as early as practicable, what action, in their judgment, should be taken by the House in relation thereto.

Mr. Knott moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The witness was then remanded to the custody of the Sergeant-at-Arms.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 2041. An act to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead-entries;

H. R. 4272. An act authorizing the use of certain funds now in the Treasury belonging to the Osage Indians;

H. R. 4116. An act to change the name of the steamship Whirlwind to that of Arcadia;

H. R. 732. An act referring the claim of the owners of the schooner Flight to the Court of Claims;

H. R. 735. An act for the relief of Philip Pendleton;

H. R. 2260. An act providing for the sale of saline lands;

When

The Speaker signed the same.

The Speaker, by unanimous consent, laid before the House the following executive and other communications; which were severally disposed of, as follows, viz:

I. A letter from the Secretary of War, recommending the enactment of a law to provide for the better care and protection of quartermaster stores;

II. A letter from the Secretary of War, transmitting a statement of

expenditures at the Springfield armory for the year ending June 30, 1876;

to the Committee on Military Affairs.

III. A letter from the Secretary of the Interior, relative to an additional appropriation for the office of the Commissioner of Pensions for the present fiscal year;

IV. A letter from the Secretary of the Interior, calling attention to a clerical error in the printed estimates (Ex. Doc. No. 5) for offices of that Department;

to the Committee on Appropriations.

V. A letter from the Secretary of the Interior, in answer to House resolution, transmitting a copy of the latest reports of the Government directors of the Union Pacific Railroad Company, to the Committee on the Pacific Railroad.

VI. A letter from the Secretary of the Treasury, asking for an additional appropriation for the employment of temporary clerks in that Department;

VII. A letter from the Secretary of the Navy, transmitting a statement of civil employes in that Department, together with time of service and sums paid each, for the year ending December 31, 1876;

to the Committee on Appropriations.

VIII. The memorial of the National Board of Trade on the revision of the national bankrupt law, to the Committee on the Judiciary.

The Speaker, by unanimous consent, appointed Mr. Sampson and Mr. Blair to fill the vacancies in the Select Committee on the Freedmen's Bank, and Mr. Packer to fill the vacancy in the Committee on Private Land-Claims.

The House then resumed the consideration of the following-named bills, reported from the Committee of the Whole House on the Private Calendar without amendment, viz:

H. R. 2601. A bill authorizing the Commissioner of Pensions to issue a land-warrant to Thomas Hunter, a soldier of the war of 1812, in lieu of one lost.

H. R. 3406. A bill granting a pension to James B. Gillespie, late captain of Company I, One hundred and twentieth Regiment Illinois Infantry Volunteers.

H. R. 3582. A bill granting a pension to Charles L. Rugg, late first lieutenant of Company D, Sixth Indiana Cavalry.

H. R. 3583. A bill granting a pension to Frederick W. Smith.

H. R. 3584. A bill granting a pension to William Abendroth.

H. R. 3681. A bill for the relief of B. B. Conner & Bro.

Ordered, That the said bills be engrossed and read a third time.

Being engrossed, they were accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Foster, the House resolved itself into the Committee of the Whole House on the state of the Union on the special order, H. R. 4307, (making appropriations to supply certain deficiencies in the contingent-fund of the House of Representatives, and for other purposes;) and after some time spent therein the Speaker resumed the chair, and Mr. Hoskins reported that the committee had directed him to report the said bill with sundry amendments.

The House having proceeded to the consideration of the said amendments,

They were severally agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Foster moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Levy, for two days.

Mr. Conger, at 4 o'clock and 40 minutes p. m., moved that the House do now adjourn.

Pending which,

Mr. Knott moved that when the House adjourn it adjourn to meet on Monday next;

And the question being put,

No quorum voted.

The question then recurring on the motion of Mr. Conger, it was agreed to, and the House accordingly adjourned.

SATURDAY, JANUARY 6, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Ellis: The petition of Charles H. Levy, of Louisiana, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Miller: The petition of citizens of Harpersfield, Delaware County, New York, that the General Government purchase and operate the telegraph-lines of the country, to the Committee on the Post-Office and Post-Roads.

By Mr. Morgan: The petition of W. K. Edwards, of Newton County, Missouri, for compensation for property destroyed by the United States Army;

By Mr. Roberts: The petition of Samuel Swope, of Carroll County, Maryland, for compensation for supplies furnished the United States Army; to the Committee on War-Claims.

By Mr. Seelye: The petition of citizens of Westhampton, Massachusetts, that the provision of the act of Congress of July 24, 1866, relative to the purchase and operation by the Government of all telegraph-lines in the United States, be enforced, to the Committee on the Post-Office and Post-Roads.

By Mr. Thornburgh: The petition of Wesley McNew and citizens of Union County, Tennessee, that he be restored to the pension-roll, to the Committee on Invalid Pensions.

By Mr. Robert B. Vance: The petition of F. N. Goddard and others, against the extension of a patent on buckles to the West Haven Buckle Company, to the Committee on Patents.

By Mr. W. B. Williams: The petition of Emily E. Wheelock, widow of Edward C. Wheelock, deceased, late a bugler in the Third Michigan Cavalry, for a pension, to the Committee on Invalid Pensions.

Mr. Douglas, from the Select Committee on the Freedman's Bank, to which was referred the bill of the House (H. R. 4284) authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes, reported the same without amendment.

Ordered, That the said bill be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Douglas moved to reconsider the vote by which the bill was

passed, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

The morning hour having commenced, the Speaker announced, as the regular order of business, the consideration of the bill of the Senate (S. 678) for the relief of Ephraim P. Abbott, reported on Thursday last, and pending at the expiration of the morning hour.

The House having proceeded to the consideration of the said bill,

Under the operation of the previous question, it was read the third time and passed.

Mr. Goodin moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker then proceeded to call the committees for reports of a public nature,

When

Mr. Goodin, from the Committee on the Public Lands, to which was referred bills of the House of the following titles, viz:

H. R. 4168. A bill to amend section 1 of the act of May 12, 1864, for a grant of lands to the State of Iowa to aid in the construction of a railroad in said State;

H. R. 3566. A bill to authorize the board of trustees of the city of Cheyenne, Wyoming Territory, to enter and purchase for the use of said city certain public lands;

reported the same without amendment.

Under the operation of the previous question,

Ordered, That the said bills be engrossed and read a third time.

Being engrossed, they were accordingly read the third time and passed.

Mr. Goodin moved to reconsider the votes by which the bills were passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Lane, from the same committee, to which was referred the bill of the House (H. R. 4261) to provide for the sale of desert-lands in certain States and Territories, reported the same without amendment; which bill, under the operation of the previous question, was engrossed, read the third time, and passed.

Mr. Lane moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Rea, from the Committee on Agriculture, to which was referred the bill of the House (H. R. 3007) donating public lands to the State of Colorado for the establishment and endowment of a college for the benefit of agriculture and the mechanic arts, reported the same with amendments, accompanied by a report in writing thereon.

Ordered, That the said bill, with the amendments, and the accompanying report, be committed to the Committee of the Whole House on the state of the Union and be printed.

Mr. Banning, from the Committee on Military Affairs, to which was referred the bill of the House (H. R. 3283) for the relief of Charles Metcalf, reported the same without amendment.

Ordered, That the said bill be committed to the Committee of the Whole House and printed.

The morning hour having expired,

Mr. Forney, by unanimous consent, introduced a bill (H. R. 4313) to remove the political disabilities of Charles L. Scott, of Alabama; which bill was read a first and second time, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Franklin, by unanimous consent, introduced a bill (H. R. 4314) for the relief of James A. Price, late second lieutenant and recruiting-officer Sixteenth Kansas Cavalry Volunteers; which bill was read a first and second time, referred to the Committee on Military Affairs, and ordered to be printed.

On motion of Mr. Singleton, the House resolved itself into the Committee of the Whole House on the State of the Union on the special order, H. R. 4251, (consular and diplomatic appropriation bill;) and after some time spent therein the Speaker resumed the chair, and Mr. Hooker reported that the committee, having had under consideration the said bill, had come to no resolution thereon.

The hour of two o'clock having arrived, the House, under its order of December 18, proceeded to the consideration of reports from the Committee for the District of Columbia,

When

Mr. Buckner, from the said committee, to which was referred bills of the following titles, viz:

H. R. 3558. A bill to provide for the settlement of tax-lien certificates erroneously issued by the late authorities of the District of Columbia; and

H. R. 4041. A bill to prevent depredations upon property in the District of Columbia;

reported the same without amendment; which bills, under the operation of the previous question, were engrossed, read the third time, and passed.

Mr. Buckner moved to reconsider the votes by which the bills were passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Neal, from the same committee, to which was referred the bill of the Senate (S. 526) to amend section 1036 of the Revised Statutes, relating to the District of Columbia, reported the same without amendment; which bill, under the operation of the previous question, was read the third time and passed.

Mr. Neal moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cate, from the same committee, to which was referred bills of the House of the following titles, viz:

H. R. 4281. A bill to amend an act entitled "An act authorizing the repavement of Pennsylvania avenue," and the acts amendatory thereof; and

H. R. 4202. A bill to amend the charter of the Mutual Fire-Insurance Company of the District of Columbia; reported the same, the first-named bill with amendments and the last without amendment.

The House having proceeded to the consideration of the amendments to the bill H. R. 4281, they were severally agreed to.

Under the operation of the previous question,

Ordered, That the said bills (H. R. 4281, as amended, and H. R. 4202) be engrossed and read a third time.

Being engrossed, they were accordingly read the third time and passed. Mr. Cate moved to reconsider the votes by which the bills were passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Hartridge, from the same committee, to which was referred the bill of the Senate (S. 752) authorizing the recorder of the District of Columbia to appoint an assistant with certain powers, reported the same without amendment; which bill, under the operation of the previous question, was read the third time and passed.

Mr. Hartridge moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Henkle, from the same committee, to which was referred the bill of the House (H. R. 1860) to incorporate the Washington City and Atlantic Coast Railroad Company, reported the same with an amendment; which amendment was agreed to.

Additional amendments, submitted by Mr. James Wilson, Mr. Henkle, Mr. Lawrence, and Mr. Hoar, were severally agreed to.

Mr. Henkle moved the previous question on the bill, as amended.

Pending which,

Mr. James Wilson moved that the bill be laid on the table;

And the question being put,

No quorum voted.

When

Mr. Holman, at 3 o'clock and 8 minutes p. m., moved that the House do now adjourn.

Pending which,

The Speaker, by unanimous consent, laid before the House the following executive communications; which were severally disposed of as follows, viz:

I. A letter from the Secretary of the Interior in regard to the compensation authorized by law to be paid for advertisements for that Department published in newspapers, to the Committee on Appropriations.

II. A letter from the Secretary of the Interior, transmitting report of the surveyor-general of New Mexico on the private land-grants to the town of Socorro, to the Committee on Private Land-Claims.

III. A letter from the Secretary of War, transmitting a communication from the Quartermaster-General, asking early action upon a bill appropriating money for postal service, to the Committee on Appropriations.

IV. A letter from the Secretary of the Treasury, transmitting estimates of appropriations for various departments for service of fiscal year ending June 30, 1877;

V. A letter from the Secretary of the Treasury, transmitting a statement of balances of appropriations required by law to be re-appropriated for fiscal year 1874 and prior years;

to the Committee on Appropriations, and ordered to be printed.

Mr. Lawrence, by unanimous consent, introduced a bill (H. R. 4315) for the relief of holders of defective entries of land; which bill was read a first and second time, referred to the Committee on the Judiciary, and ordered to be printed.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. William M. Robbins, for ten days.

To Mr. Hurd, for Monday and Tuesday.

To Mr. John L. Vance, for Monday and Tuesday.

To Mr. Faulkner, for ten days from the 8th, inclusive.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

MONDAY, JANUARY 8, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. John H. Bagley, jr. : The petition of George Quarrel, late a private in Company H, Fourth Regiment New York Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. John H. Baker : The petition of the bankers and business men of La Grange, Indiana, for the repeal of the law imposing a tax on the deposits and capital of all banks and banking institutions, to the Committee of Ways and Means.

By Mr. Candler : The petition of John South, for a rehearing of his claim for property taken by the United States Army on Sherman's march to the sea, heretofore rejected by the Southern Claims Commission ;

Also, the petition of L. H. Davis, of similar import ; to the Committee on War-Claims.

By Mr. Dunnell : The petition of H. A. Munger and thirty other citizens of Fairmount, Minnesota, for the purchase by the Government of the telegraph-lines in the United States ;

By Mr. Fuller : A paper relating to the establishment of a post-route from Cannelton, Perry County, to Rockport, Spencer County, Indiana ; to the Committee on the Post-Office and Post-Roads.

By Mr. Holman : The petition of William Williams, L. D. Lambert, and Isaac P. Gray, of Randolph County, Indiana, that soldiers entitled to pensions receive arrearages from the date of their discharge from the service, to the Committee on Invalid Pensions.

Also, the petition of John J. Ashford, Philip Hawley, and other citizens of Des Moines Valley, Iowa, for justice in relation to the Des Moines River land-grant, to the Committee on the Public Lands.

By Mr. Luttrell : Memorial of Captain W. J. Woodley, for compensation for loss of time and for damages sustained by reason of his ejection from a valuable gold-placer-mining claim, in Klamath County, California, by officers of the United States Government without authority of law, to the Committee of Claims.

Also, the petition of William Hoskins and other citizens of California, for the purchase by the Government of the telegraph-lines of the United States ;

By Mr. Monroe : The petition of E. S. Goodrich and fifty-six other citizens of Oberlin, Ohio, for the uniting of the telegraph-system of the United States with the Post-Office Department ; to the Committee on the Post-Office and Post-Roads.

By Mr. Neal : The petition of the members of the board of education of Ripley, Ohio, for the enactment of a law forbidding the issuing of copyrights for school-books of all kinds, to the Committee on Patents.

By Mr. Packer : The petition of Thomas T. Wierman, George McFarland, F. Jordan, M. S. Quay, J. F. Temple, O. Comfort, J. J. Pearson, J. P. Wickersham, D. D. Boas, S. Oppenheimer, and other citizens of Harrisburgh, Pennsylvania, asking aid for the American Printing-House for the Blind and the American University for the Blind, to the Committee on Education and Labor.

By Mr. Roberts : The petition of Perry & Brother, John T. Mitchell, and other citizens of the District of Columbia, for an appropriation for the relief of the poor of the District ;

Also, the petition of A. H. Herr, F. L. Moore, and other citizens of the District of Columbia, of similar import ;
to the Committee for the District of Columbia.

Also, the petition of Richard Hamilton, Henry Wilkes, and others, captors of the ram Albemarle, for the payment of the prize-money awarded them under the decrees of the district court of the District of Columbia, to the Committee on Naval Affairs.

Also, the petition of Franklin D. Pearson, to have refunded to him \$300, the amount paid by him to obtain exemption from military service in the United States Army, to the Committee on War-Claims.

By Mr. Stone : Memorial of the National Academy of Sciences, advising that the experiments upon American coal, made under the direction of Congress by the Navy Department, be resumed and continued so as to include all the coals now used in the United States, to the Committee on Appropriations.

By Mr. Turner : The petition of citizens of Westmoreland and Fayette Counties, Pennsylvania, for the purchase by the Government of the telegraph-lines in the United States and the adoption of a cheap uniform rate of charges for telegraphic messages, to the Committee on the Post-Office and Post-Roads.

By Mr. Alpheus S. Williams : The petition of the heirs of James Corbet, late a private in Company H, Sixteenth Regiment Michigan Infantry, for a pension, to the Committee on Invalid Pensions.

By Mr. Jere N. Williams : A paper relating to the establishment of post-routes from Fort Deposit, via Kirkville and Sandy Ridge, in Lowndes County ; Panola, Crenshaw County ; Steimer's Store, Butler County, back to Fort Deposit, Alabama, to the Committee on the Post-Office and Post-Roads.

The Speaker having proceeded to call the States and Territories for bills on leave,

Bills and joint resolutions were introduced, read a first and second time, ordered to be printed, and severally disposed of as follows, viz :

By Mr. Denison : A bill (H. R. 4316) donating condemned ordnance to Post 8, Grand Army of the Republic, Brattleborough, Vermont, to the Committee on Military Affairs.

Also, a bill (H. R. 4317) granting a pension to Lydia A. Carrick, to the Committee on Invalid Pensions.

By Mr. Tarbox : A bill (H. R. 4318) to authorize the President to restore John Jackson to his former rank in the Army, to the Committee on Military Affairs.

By Mr. Warner : A bill (H. R. 4319) making appropriation for continuing the improvements of the harbor of Norwalk, Connecticut ;

Also, a bill (H. R. 4320) making appropriation for continuing the improvements in the harbor of Bridgeport, Connecticut ;
to the Committee on Commerce.

By Mr. John H. Bagley, jr. : A bill (H. R. 4321) granting a pension to George Quarrell, to the Committee on Invalid Pensions.

By Mr. Leavenworth : A bill (H. R. 4322) to provide for the surveying, laying out, and mapping of all the part of the District of Columbia lying north of the cities of Washington and Georgetown, to the Committee for the District of Columbia.

By Mr. Chittenden : A bill (H. R. 4323) for paying the legal-tender debt in harmony with justice and the repeatedly pledged faith of the Government of the United States, to the Committee of Ways and Means.

By Mr. Stenger: A bill (H. R. 4324) to aid the Columbian Institution for the Blind, the American Printing House for the Blind, and the American University for the Blind, to the Committee on Education and Labor.

By Mr. Yeates: A bill (H. R. 4325) granting a pension to Jerry Robinson, to the Committee on Invalid Pensions.

By Mr. Levy: A bill (H. R. 4326) for the removal of obstructions in Red River, in the States of Louisiana, Texas, and Arkansas;

Also, a bill (H. R. 4327) for the improvement of the falls of Red River at and near the city of Alexandria, in the State of Louisiana; to the Committee on Commerce.

By Mr. Ellis: A bill (H. R. 4328) to remove the political disabilities of Charles H. Levy, of Louisiana, to the Committee on the Judiciary.

By Mr. Van Vorhes: A joint resolution (H. Res. 179) granting the use of artillery, blankets, &c., at the National Soldiers' and Sailors' Reunion, to be held at Marietta, Ohio, to the Committee on Military Affairs.

By Mr. Milliken: A bill (H. R. 4329) to extend for two years the act establishing the Board of Commissioners of Claims, and the acts relating thereto, to the Committee on War-Claims.

By Mr. Bright: A bill (H. R. 4330) providing for the free coinage of silver dollars, and for making the same legal tender.

Mr. Bright moved that the said bill be referred to the Committee on Mines and Mining;

Pending which,

Mr. O'Brien moved to strike out "the Committee on Mines and Mining" and insert *the Committee on Coinage, Weights, and Measures*.

And the question being put,

It was decided in the negative,	{	Yeas	74
		Nays	123
		Not voting	92

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Eugene Hale	Mr. C. D. MacDougall	Mr. C. H. Sinnickson
George A. Bagley	Jere Haralson	Samuel F. Miller	Robert Smalls
Latimer W. Ballou	Aug. A. Hardenbergh	William Mutchler	A. Herr Smith
Horatio C. Burchard	Benjamin W. Harris	Nelson L. Norton	William S. Stenger
John H. Burleigh	George W. Hendee	William J. O'Brien	William H. Stone
Nathan T. Carr	Abram S. Hewitt	N. Holmes Odell	John K. Tarbox
Lucien B. Caswell	George F. Hoar	Charles O'Neill	Charles P. Thompson
Simeon B. Chittenden	Solomon L. Hoge	John B. Packer	Martin L. Townsend
Alex. G. Cochrane	George G. Hoskins	Horace F. Page	John T. Walt
Augustus W. Cutler	Jay A. Hubbell	Henry L. Pierce	Levi Warner
John M. Davy	John A. Hyman	William A. Piper	Erastus Wells
Samuel A. Dobbins	John A. Kasson	Harris M. Plaisted	Scott Wike
Mark H. Dunnell	Edward C. Kehr	Thomas C. Platt	George Willard
George H. Durand	Alanson M. Kimball	Allen Potter	Andrew Williams
Benjamin T. Eames	George M. Landers	Joseph Powell	Alpheus S. Williams
Edwin Flye	Elbridge G. Lapham	Sobieski Ross	Charles G. Williams
Charles Foster	William M. Levy	Gustave Schleicher	Benjamin A. Willis
William P. Frye	Henry S. Magoon	Julius H. Seelye	Alan Wood, jr.
James A. Garfield	Levi Maish		

Those who voted in the negative are—

Mr. Lucien L. Alenworth	Mr. George C. Cabell	Mr. Joseph J. Davis	Mr. John Hancock
Thomas S. Ashe	John H. Caldwell	George G. Dibrell	Henry R. Harris
John D. C. Atkins	William P. Caldwell	Milton J. Durham	John T. Harris
John C. Bagby	Alexander Campbell	John R. Eden	Carter H. Harrison
John H. Bagley, jr.	Milton A. Candler	E. John Ellis	Julian Hartridge
John H. Baker	Joseph G. Cannon	James L. Evans	William Hartell
Henry B. Banning	Thomas J. Cason	William H. Felton	Robert A. Hatcher
Samuel N. Bell	George W. Cate	Jesse J. Finley	William S. Haymond
Richard P. Bland	Bernard G. Caulfield	William H. Forney	Thomas J. Henderson
Andrew R. Boone	John B. Clarke	Greenbury L. Fort	Frank Hereford
Tarl Bradford	John B. Clark, jr.	Benjamin J. Franklin	Goldsmith W. Hewitt
Nathan B. Bradley	Hester Clymer	Benoni S. Fuller	William S. Holman
John M. Bright	Omar D. Conger	Lucien C. Gause	Charles E. Hooker
John Young Brown	Philip Cook	John R. Goodin	Andrew Humphreys
William R. Brown	Jacob P. Cowan	Thomas M. Gunter	Morton C. Hunter
Aylett H. Buckner	David B. Culberson	Robert Hamilton	Eppa Hunton

Mr. Franklin Landers	Mr. Joseph H. Rainey	Mr. William A. J. Sparks	Mr. John W. Wallace
William Lawrence	David Rea	William M. Springer	John D. White
E. W. Leavenworth	John H. Reagan	William H. Stanton	Richard H. Whiting
John R. Lynch	John Reilly	Adlai E. Stevenson	W. C. Whitthorne
William P. Lynde	James B. Reilly	Frederick H. Teese	Peter D. Wigginton
James W. McDill	Haywood Y. Riddle	William Terry	James Williams
Charles W. Milliken	John Robbins	Philip F. Thomas	Jere N. Williams
Roger Q. Mills	Charles B. Roberts	J. W. Throckmorton	William B. Williams
James Monroe	Ezekiel S. Sampson	John Q. Tufts	William W. Wilshire
Charles H. Morgan	John S. Savage	Jacob Turney	Benjamin Wilson
Lawrence T. Neal	Alfred M. Scales	Nelson H. Van Vorhes	James Wilson
Addison Oliver	James Sheakley	Robert B. Vance	L. D. Woodworth
John F. Phillips	Otho R. Singleton	Henry Waldron	Jesse J. Yeates
William A. Phillips	William E. Smith	Gilbert C. Walker	Casey Young
Earley F. Poppleton	Milton I. Southard	Alexander S. Wallace	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chapman Freeman	Mr. Burwell B. Lewis	Mr. John G. Schumaker
William B. Anderson	Randall L. Gibson	Scott Lord	William F. Slemmons
William H. Baker	John M. Glover	John K. Luttrell	William B. Spencer
Nathaniel P. Banks	John Goode, jr.	L. A. Mackey	Horace B. Straitt
Lyman K. Bass	Andrew H. Hamilton	George W. McCrary	Alex. H. Stephens
George M. Beebe	Henry H. Hathorn	William McFarland	William H. H. Stowell
Jos. C. S. Blackburn	Charles Hays	John A. McMahon	Thomas Swann
Henry W. Blair	Ell J. Henkle	Edwin R. Meade	Jacob M. Thornburgh
Archibald M. Bliss	Benjamin H. Hill	Henry B. Metcalfe	Washington Townsend
James H. Blount	James H. Hopkins	Hernando D. Money	John E. Tucker
Samuel D. Burchard	John F. House	William R. Morrison	John L. Vance
Chester W. Chapin	Frank H. Hurd	Charles E. Nash	Alfred M. Waddell
Francis D. Collins	Stephen A. Hurlbut	Jeptha D. New	Charles C. B. Walker
Samuel S. Cox	George A. Jenks	Henry B. Payne	Ansel T. Walling
William W. Crapo	Frank Jones	James Phelps	William Walsh
Lorenzo Cronnse	Thomas L. Jones	Henry O. Pratt	Elijah Ward
Lorenzo Danford	Charles H. Joyce	William J. Purman	William W. Warren
Chester B. Darrall	William D. Kelley	Americus V. Rice	Henry Watterson
Rezin A. DeBolt	William S. King	William M. Robbins	G. Wiley Wells
Dudley C. Denison	J. Proctor Knott	Milton S. Robinson	William A. Wheeler
Beverly B. Douglas	Lucius Q. C. Lamar	Miles Ross	John O. Whitehouse
Albert G. Egbert	Lafayette Lane	Jeremiah M. Ruak	Fernando Wood
Charles J. Faulkner	J. V. Le Moynes	Milton Saylor	William Woodburn.

So the motion of Mr. O'Brien was not agreed to.

The question then recurring on the motion of Mr. Bright,

It was agreed to.

And the bill was accordingly referred to the Committee on Mines and Mining.

By Mr. Riddle: A bill (H. R. 4331) for the relief of Nancy Benson, of Sumner County, Tennessee, to the Committee on War-Claims.

Also, a bill (H. R. 4332) appropriating \$50,000 for the improvement of Cumberland River from Nashville, Tennessee, to the Kentucky line, to the Committee on Commerce.

Also, a bill (H. R. 4333) providing that from and after March 4, 1877, no national banking association shall be organized under title 62 of the Revised Statutes of the United States, or under section 3 of the act of January 14, 1875, which provides for the resumption of specie payments on and after January 1, 1879, to the Committee on Banking and Currency.

By Mr. Young: A bill (H. R. 4334) for the relief of A. F. Bonner, administrator of the estate of M. A. Bonner, deceased, of Shelby County, Tennessee, to the Committee on War-Claims.

Also, a bill (H. R. 4335) providing for the incorporation of the Barataria Ship-Canal Company, to the Committee on Commerce.

Also, a bill (H. R. 4336) for the relief of F. R. Smith, to the Committee on Naval Affairs.

Also, a bill (H. R. 4337) for the relief of Joseph M. Provine, deceased, John J. Amonett, executor, Memphis, Tennessee;

Also, a bill (H. R. 4338) for the relief of Abner D. Lewis, of Fayette County, Tennessee;

to the Committee on War-Claims.

By Mr. Hunter: A bill (H. R. 4339) to authorize and equip an expedition to the Arctic seas, to the Committee on Naval Affairs.

By Mr. Bagby: A bill (H. R. 4340) granting a pension to Isabella Cassidy, to the Committee on Invalid Pensions.

By Mr. Wike: A bill (H. R. 4341) granting a pension to George W. Wright, of Brown County, Illinois, a soldier of the war of 1812, to the Committee on Revolutionary Pensions.

By Mr. John B. Clark, jr.: A bill (H. R. 4342) to authorize the construction of a bridge across the Missouri River at or near Glasgow, Missouri, to the Committee on Commerce.

By Mr. Kehr: A bill (H. R. 4343) to amend section 648 of the Revised Statutes;

Also, a bill (H. R. 4344) to amend section 714 of the Revised Statutes, to the Committee on the Judiciary.

Also, a bill (H. R. 4345) to further provide for the redemption of legal tender United States notes, and for other purposes, to the Committee on Banking and Currency.

By Mr. Buckner: A bill (H. R. 4346) to amend section 540 of Revised Statutes, and to attach the county of Audrain to the western district of Missouri, to the Committee on the Judiciary.

Also, a bill (H. R. 4347) to appropriate money to improve the Missouri River between the city of Saint Charles and its mouth, and for other purposes, to the Committee on Commerce.

Also, a bill (H. R. 4348) to utilize the products of gold and silver, and to authorize a paper circulation at all times convertible into gold or silver, to the Committee on Mines and Mining.

Also, a bill (H. R. 4349) to provide for counting of the electoral votes for President and Vice-President, to the Select Committee on Counting the Electoral Vote.

By Mr. Southard: The following resolution; which was read and referred to the Select Committee on Rules, viz:

Resolved, That House rule No. 22 be so amended as to provide that the Sergeant-at-Arms shall have power to appoint a deputy, who, under the direction of the Sergeant-at-Arms, shall be authorized to perform all the duties of that office, and who, in the case of the death, resignation, absence, or sickness of the Sergeant-at-Arms, shall perform the duties of such office until a successor is appointed or such absence or sickness ceases.

The morning hour having expired,

Mr. Willis, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

That the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States be, and the said committee hereby are, instructed to ascertain whether any votes were given at the recent election contrary to the prohibition contained in the first section of the second article of the Constitution, and what ought to be done with them; and whether any, and what, provision ought to be made for securing the faithful observance in the future of said section of the Constitution; and also to inquire into any facts affecting the fairness or legality of any electoral vote certified to have been cast in said election; and that the committee, for the purpose of such ascertainment and inquiry, have power to send for persons and papers, and examine witnesses.

Mr. Le Moyne, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That a special committee of five be appointed to inquire immediately, first, whether the members of the present or the late board of police commissioners for the District of Columbia, or either of them,

have been guilty of any improper conduct in their official positions pending any investigation before the said board; second, whether any member of the said board has used or attempted to use the superintendent of police of the said District, or any member of the said police force, for corrupt or improper purposes connected with any investigation by Congress or of either house thereof, or with the view of injuring or disgracing any member of any congressional committee or any citizen of the United States; third, whether any member of the said board has interfered with or attempted to interfere with the administration of the law in the courts of the District of Columbia, and whether said police organization has been used for any improper or corrupt purpose; and that said committee have full power to send for persons and papers and to employ such clerks as may be necessary, and that said committee shall report thereon.

Mr. Southard moved that the rules be suspended, to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas on the 13th day of May, 1876, the following resolution was passed by this House, to wit:

Resolved, That the Secretary of the Treasury be, and he is hereby, requested to state to this House the actual balance due from collectors of internal revenue who are not now in office since the organization of that bureau; that the names of such defaulting collectors be given, with the amount due from each, and the total amount due from all of those who are in default; and that he also inform this House of the names of the defaulting collectors who have been sued, with the date of the suit, together with the date of resignation of the defaulting collectors, and the name of the President by whom and the time when appointed;”

And whereas the said Secretary of the Treasury has failed to answer said resolution: Therefore,

Be it resolved, That the said Secretary of the Treasury be directed by this House to make answer to said resolution;

And the question being put,

Shall the rules be suspended?

It was decided in the negative,	{	Yeas	127
		Nays	68
		Not voting	94

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Alex. G. Cochrane	Mr. Aug. A. Hardenbergh	Mr. Levi Maish
Lucien L. Ainsworth	Philip Cook	Henry B. Harris	Charles W. Milliken
John D. C. Atkins	Jacob P. Cowan	Carter H. Harrison	Roger Q. Mills
John C. Bagby	David B. Culbertson	Julian Hartridge	Charles H. Morgan
John H. Bagley, jr.	Augustus W. Cutler	William Hartzell	William Mutchler
Henry B. Banning	Joseph J. Davis	Robert A. Hatcher	Lawrence T. Neal
Richard P. Bland	Rezin A. DeBolt	William S. Haymond	N. Holmes Odell
James H. Blount	George G. Dibrell	Frank Hereford	Henry B. Payne
Andrew R. Boone	Beverly B. Douglas	Abram S. Hewitt	John F. Phillips
Tad Bradford	Milton J. Durham	Goldsmith W. Hewitt	William A. Piper
John M. Bright	John R. Eden	William S. Holman	Earley F. Poppleton
Aylett H. Buckner	E. John Ellis	Charles E. Hooker	Allen Potter
George C. Cabell	William H. Felton	Andrew Humphreys	Joseph Powell
John H. Caldwell	Jease J. Finley	Eppa Hunton	David Rea
William P. Caldwell	William H. Forney	J. Proctor Knott	John H. Reagan
Alexander Campbell	Greenbury L. Fort	Lucius Q. C. Lamar	John Reilly
Milton A. Candler	Benjamin J. Franklin	Franklin Landers	James B. Reilly
Thomas J. Cason	Benoni S. Fuller	George M. Landers	Haywood Y. Riddle
George W. Cate	Lucien C. Gause	J. V. Le Moine	John Robbina
Bernard G. Caulfield	John R. Goodin	William M. Levy	Charles B. Roberts
John B. Clarke	Thomas M. Gunter	Scott Lord	John S. Savage
John B. Clark, jr.	Robert Hamilton	John K. Luttrell	Alfred M. Scates
Hester Clymer	John Hancock	William P. Lynde	Gustave Schleicher

Mr. James Sheakley
Otho R. Singleton
William F. Slemmons
A. Herr Smith
William E. Smith
Milton I. Southard
William A. J. Sparks
William M. Springer
William H. Stanton

Mr. William S. Stenger
Adial E. Stevenson
William H. Stone
John K. Tarbox
Frederick H. Teese
William Terry
Charles P. Thompson
Phillip F. Thomas
J. W. Throckmorton

Mr. John R. Tucker
Jacob Turney
Robert B. Vance
Gilbert C. Walker
Levi Warner
Erastus Wells
W. C. Whitthorne
Scott Wike
Alpheus S. Williams

Mr. James Williams
Jere N. Williams
Benjamin A. Willis
Benjamin Wilson
Fernando Wood
L. D. Woodworth
Jesse J. Yates
Casey Young

Those voting in the negative are—

Mr. Charles H. Adams
George A. Bagley
John H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
John H. Burleigh
Joseph G. Cannon
Omar D. Conger
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dannel
Benjamin T. Eames
Edwin Flye

Mr. Charles Foster
Chapman Freeman
William P. Frye
James A. Garfield
Eugene Hale
Jere Haralson
Benjamin W. Harris
George W. Hendee
Thomas J. Henderson
George F. Hoar
Solomon L. Hoge
Jay A. Hubbell
Morton C. Hunter
John A. Hyman
John A. Kasson
Alanson M. Kimball
Elbridge G. Lapham

Mr. William Lawrence
John R. Lynch
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Nelson L. Norton
Addison Oliver
Charles O'Neill
Horace F. Page
William A. Phillips
Harris M. Plaisted
Thomas C. Platt
Joseph H. Rainey
Sobieski Ross

Mr. Jeremiah M. Rask
Ezekiel S. Sampson
C. H. Slinnicksen
Robert Smalls
Martin L. Townsend
John Q. Tufts
Nelson H. Van Vorhes
John T. Watt
Alexander S. Wallace
John W. Wallace
John D. White
Richard H. Whiting
George Willard
Andrew Williams
Charles G. Williams
James Wilson
Alan Wood, jr.

Those not voting are—

Mr. William B. Anderson
Thomas S. Ashe
William H. Baker
Lyman K. Bass
George M. Beebe
Samuel N. Bell
Jos. C. S. Blackburn
Henry W. Blair
Aribald M. Bliss
John Young Brown
Samuel D. Burchard
Nathan T. Carr
Lucien B. Caswell
Chester W. Chapin
Simeon B. Chittenden
Francis D. Collins
Samuel S. Cox
William W. Crapo
Lorenzo Crounse
Lorenzo Danford
Chester B. Darrall
George H. Durrand
Albert G. Egbert
James L. Evans

Mr. Charles J. Faulkner
Randall L. Gibson
John M. Glover
John Goode, jr.
Andrew H. Hamilton
John T. Harris
Henry H. Hathorn
Charles Hays
Ell J. Henkle
Benjamin H. Hill
James H. Hopkins
George G. Hoskins
John F. House
Frank H. Hurd
Stephen A. Hurlbut
George A. Jenks
Frank Jones
Thomas L. Jones
Charles H. Joyce
Edward C. Kehr
William D. Kelley
William S. King
Lafayette Lane
E. W. Leavenworth

Mr. Burwell B. Lewis
L. A. Mackey
William McFarland
John A. McMahon
Edwin R. Meade
Henry B. Metcalf
Hernando D. Money
William R. Morrison
Charles E. Nash
Joseph D. New
William J. O'Brien
John B. Packer
James Phelps
Henry L. Pierce
Henry O. Pratt
William J. Purman
Americus V. Rice
William M. Robbins
Milton S. Robinson
Miles Ross
Milton Saylor
John G. Schumaker
Julius H. Seelye

Mr. William B. Spencer
Horace B. Strait
Alex. H. Stephens
William H. H. Stowell
Thomas Swann
Jacob M. Thornburgh
Washington Townsend
John L. Vance
Alfred M. Waddell
Henry Waldron
Charles C. B. Walker
Ansel T. Walling
William Walsh
Elijah Ward
William W. Warren
Henry Watterson
C. Wiley Wells
William A. Wheeler
John O. Whitehouse
Peter D. Wiggin
William B. Williams
William W. Wilshire
William Woodburn

So the rules were not suspended.

Mr. Lawrence moved that the rules be suspended, to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That the Committee on Education and Labor be, and are, instructed to ascertain whether in any one or more States an equal opportunity for common-school education, including school privileges for equal time, is secured to colored and white children; and, if not, that said committee report such bill as may be proper to enforce the Constitution in this respect;

And the question being put,
Shall the rules be suspended?

It was decided in the negative,	{	Yeas	119
		Nays	77
		Not voting	93

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Charles H. Adams
Lucien L. Ainsworth
John C. Bagby
George A. Bagley
John H. Baker

Mr. Latimer W. Ballou
Nathaniel P. Banks
Nathan B. Bradley
William R. Brown
Aylett H. Buckner

Mr. Horatio C. Burchard
John H. Burleigh
Alexander Campbell
Joseph G. Cannon
Thomas J. Cason

Mr. Lucien B. Caswell
George W. Cate
Simeon B. Chittenden
Heister Clymer
Alex. G. Cochran

Mr Omar D. Conger	Mr Solomon L. Hoge	Mr. Charles O'Neill	Mr. William H. Stanton
Jacob P. Cowan	William S. Holman	John B. Packer	Adlai E. Stevenson
Augustus W. Cutler	George G. Hoskins	Horace F. Page	William H. H. Stowell
John M. Davy	Jay A. Hubbell	Henry B. Payne	Charles P. Thompson
Rezin A. DeBolt	Morton C. Hunter	William A. Phillips	Jacob M. Thornburgh
Dudley C. Denison	John A. Hyman	Henry L. Pierce	Martin I. Townsend
Samuel A. Dobbins	John A. Kasson	Harris M. Plaisted	John Q. Tufts
Mark H. Dunnell	Edward C. Kehr	Thomas C. Platt	Nelson H. Van Vorhes
Benjamin T. Eames	Alanson M. Kimball	Earley F. Poppleton	Robert B. Vance
James L. Evans	Franklin Landers	Allen Potter	John T. Wait
Edwin Flye	Elbridge G. Lapham	Joseph Powell	Alexander S. Wallace
Greenbury L. Fort	William Lawrence	Henry O. Pratt	John W. Wallace
Charles Foster	E. W. Leavenworth	Joseph H. Rainey	Erastus Wells
Chapman Freeman	J. V. Le Moyne	David Rea	John D. White
William P. Frye	John K. Luttrell	John Reilly	Richard H. Whiting
James A. Garfield	John R. Lynch	James B. Reilly	George Willard
John R. Goodin	Henry S. Magoon	Sobieski Ross	Andrew Williams
Eugene Hale	C. D. MacDougall	Jeremiah M. Rusk	Alpheus S. Williams
Jere Haralson	George W. McCrary	Ezekiel S. Sampson	Charles G. Williams
Benjamin W. Harris	James W. McDill	Julius H. Seelye	William B. Williams
Robert A. Hatcher	Samuel F. Miller	C. H. Slinckson	William W. Wilshire
George W. Hendee	James Monroe	Robert Smalls	James Wilson
Thomas J. Henderson	Charles H. Morgan	A. Herr Smith	Alan Wood, Jr.
Abram S. Hewitt	Nelson I. Norton	William M. Springer	L. D. Woodworth.
George F. Hoar	Addison Oliver		

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. Milton J. Durham	Mr. Eppa Hunton	Mr. Otho R. Singleton
John D. C. Atkins	John R. Eden	J. Proctor Knott	William F. Simons
Richard P. Bland	William H. Felton	Lucius Q. C. Lamar	William E. Smith
James H. Blount	Jesse J. Finley	George M. Landers	Milton I. Southard
Andrew R. Boone	William H. Forney	William M. Levy	William A. J. Sparks
Tarl Bradford	Benjamin J. Franklin	Levi Maish	William S. Stenger
John M. Bright	Benoni S. Fuller	Charles W. Milliken	William Terry
John Young Brown	Lucien C. Gause	Roger Q. Mills	J. W. Trockmorton
George C. Cabell	Thomas M. Gunter	William Mutchler	John R. Tucker
John H. Caldwell	Robert Hamilton	Lawrence T. Neal	Jacob Turner
William P. Caldwell	John Hancock	William J. O'Brien	Levi Warner
Milton A. Candler	Aug. A. Hardenbergh	N. Holmes Odell	Scott Wike
Bernard G. Canfield	Henry R. Harris	William A. Piper	James Williams
John B. Clarke	John T. Harris	John H. Reagan	Jere N. Williams
John B. Clark, jr.	Carter H. Harrison	Haywood Y. Riddle	Benjamin A. Willis
Philip Cook	Julian Hartbridge	John Robbins	Benjamin Wilson
David B. Culbertson	William Hartzell	Charles B. Roberts	Fernando Wood
Joseph J. Davis	Frank Hereford	John S. Savage	Jesse J. Yeates
George G. Dibrell	Goldsmith W. Hewitt	Alfred M. Scales	Casey Young.
Beverly B. Douglas	Andrew Humphreys	Gustave Schieicher	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. Scott Lord	Mr. Alex. H. Stephens
William B. Anderson	Randall L. Gibson	William P. Lynde	William H. Stone
John H. Bagley, jr.	John M. Glover	L. A. Mackey	Thomas Swann
William H. Baker	John Goode, jr.	William McFarland	John K. Tarbox
Henry B. Banning	Andrew H. Hamilton	John A. McMahon	Frederick H. Teese
Lyman K. Bass	Henry H. Hathorn	Edwin R. Meade	Philip F. Thomas
George M. Beebe	William S. Haymond	Henry B. Metcalfe	Washington Townsend
Samuel N. Bell	Charles Hays	Hernando D. Money	John L. Vance
Jos. C. S. Blackburn	Ell J. Henkle	William R. Morrison	Alfred M. Vaddell
Henry W. Blair	Benjamin H. Hill	Charles E. Nash	Henry Waldron
Archibald M. Bliss	Charles E. Hooker	Jeppha D. New	Charles C. B. Walker
Samuel D. Burckhard	James H. Hopkins	James Phelps	Gilbert C. Walker
Nathan T. Carr	John F. House	John F. Phillips	Ansel T. Walling
Chester W. Chapin	Frank H. Hurd	William J. Purman	William Walsh
Francis D. Collins	Stephen A. Hurlbut	Americus V. Rice	Elijah Ward
Samuel S. Cox	George A. Jenks	William M. Robbins	William W. Warren
William W. Crapo	Frank Jones	Milton S. Robinson	Henry Watterson
Lorenzo Crounse	Thomas L. Jones	Miles Ross	G. Wiley Wells
Lorenzo Danford	Charles H. Joyce	Milton Saylor	William A. Wheeler
Chester B. Darrall	William D. Kölley	John G. Schumaker	John O. Whitehouse
George H. Durand	William S. King	James Sheakley	W. C. Whitthorne
Albert G. Egbert	Lafayette Lane	William B. Spencer	Peter D. Wigginton
E. John Ellis	Burwell B. Lewis	Horace B. Strait	William Woodburn.

So the rules were not suspended.

Mr. Buckner moved that the rules be suspended, to enable him to introduce, and the House to consider and pass, a bill of the following title, viz:

A bill to abolish the board of commissioners of the Metropolitan police of the District of Columbia, and to transfer its duties to the Commissioners of the District of Columbia;

And the question being put, (two-thirds voting in favor thereof), the rules were suspended and the said bill (H. R. 4350) was read a first and second time, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.
Mr. Kasson (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the select committee on the powers and privileges of the House of Representatives in respect to the counting of the electoral vote be instructed to inquire into and report whether any electoral vote or votes were cast by persons under the disability imposed by section 3 of Article IV of the amendments of the Federal Constitution; and, if so, what action shall be taken thereon; and that they have power to send for persons and papers and take testimony.

Mr. Thockmorton moved that the rules be suspended, to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That the Committee on Military Affairs be, and is hereby, directed to inquire and report to this House the present strength, location, and occupation of the troops of the United States Army; how many are being used upon the frontier, how many in the Southern States, and how many in and around Washington; when the troops were ordered to Washington, the nature of their orders, by whom made, and the purpose for which they are or have been ordered here. Said committee be, and they are hereby, authorized to send for persons and papers.

And the question being put,

Shall the rules be suspended?

It was decided in the negative,	{	Yeas.....	130
		Nays	84
		Not voting	75

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. George H. Durand	Mr. J. Proctor Knott	Mr. William F. Slemmons
Lucien L. Ainsworth	Milton J. Durham	Lucius Q. C. Lamar	William E. Smith
Thomas S. Ashe	John R. Eden	Franklin Landers	Milton I. Southard
John D. C. Atkins	E. John Ellis	George M. Landers	William A. J. Sparks
John C. Bagby	William H. Felton	J. V. Le Moyne	William M. Springer
John H. Bagley, jr.	Jesse J. Finley	William M. Levy	William H. Stanton
Henry B. Banning	William H. Forney	John K. Luttrell	William S. Stenger
Richard P. Bland	Benjamin J. Franklin	William P. Lynde	Adlai E. Stevenson
James H. Blount	Benoni S. Fuller	Levi Maish	William H. Stoue
Andrew R. Boone	Lucien C. Gause	Charles W. Milliken	Frederick H. Teese
Tam Bradford	Randall L. Gibson	Roger Q. Mills	William Terry
John M. Bright	John M. Glover	Charles H. Morgan	Charles P. Thompson
John Young Brown	John R. Goodin	William Mutchler	Philip F. Thomas
Aylett H. Buckner	Thomas M. Gunter	Lawrence T. Neal	J. W. Throckmorton
George C. Cabell	Robert Hamilton	William J. O'Brien	John R. Tucker
John H. Caldwell	John Hancock	N. Holmes Odell	Jacob Turney
William P. Caldwell	Ang. A. Hardenbergh	Henry B. Payne	Robert B. Vance
Alexander Campbell	Henry R. Harris	John F. Philips	Gilbert C. Walker
Milton A. Candler	John T. Harris	William A. Piper	Ansel T. Walling
George W. Cate	Carter H. Harrison	Earley F. Poppleton	Levi Warner
Bernard G. Caulfield	Julian Hartridge	Joseph Powell	Erastus Wells
John B. Clarke	William Hartzell	David Rea	W. C. Whitthorne
John B. Clark, jr.	Robert A. Hatcher	John H. Reagan	Peter D. Wigginton
Heister Clymer	William S. Haymond	John Reilly	Scott Wike
Alex. G. Cochran	Frank Hereford	James B. Reilly	Alpheus S. Williams
Philip Cook	Abram S. Hewitt	Haywood Y. Riddle	James Williams
Jacob P. Cowan	Goldsmith W. Hewitt	John Robbins	Jere N. Williams
David B. Culberson	Benjamin H. Hill	Charles B. Roberts	Benjamin A. Willis
Augustus W. Cutler	William S. Holman	John S. Savage	Benjamin Wilson
Joseph J. Davis	James H. Hopkins	Alfred M. Scales	Fernando Wood
Rezin A. DeBolt	Andrew Humphreys	Gustave Schleicher	Jesse J. Teates
George G. Dibrell	Eppa Hunton	Otho R. Singleton	Casey Young.
Beverly B. Douglas	Edward C. Kehr		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. William R. Brown	Mr. Simeon B. Chittenden	Mr. Benjamin T. Eames
George A. Bagley	Horatio C. Burchard	Omar D. Conger	James L. Evans
John H. Baker	John H. Burleigh	John M. Davy	Edwin Flye
Latimer W. Ballou	Joseph G. Cannon	Dudley C. Denison	Greenbury L. Fort
Nathaniel P. Banks	Thomas J. Cason	Samuel A. Dobbins	Charles Foster
Nathan B. Bradley	Lucien B. Caswell	Mark H. Dunnell	Chapman Freeman

Mr. William P. Frye	Mr. Elbridge G. Lapham	Mr. William A. Phillips	Mr. Jacob M. Thornburgh
James A. Gardfield	William Lawrence	Henry L. Pierce	Martin I. Townsend
Engene Hale	E. W. Leavenworth	Harris M. Plaisted	John Q. Tufts
Jere Haralson	John R. Lynch	Thomas C. Platt	Nelson H. Van Vorhes
Benjamin W. Harris	Henry S. Magoon	Henry O. Pratt	John T. Wait
George W. Hendee	C. D. MacDonall	William J. Purman	Alexander S. Wallace
Thomas J. Henderson	George W. McCrary	Joseph H. Rainey	John W. Wallace
George F. Hoar	James W. McDill	Sobieski Ross	John D. White
Solomon L. Hoge	Samuel F. Miller	Jeremiah M. Rusk	Richard H. Whiting
George G. Hoakins	James Monroe	Ezekiel S. Sampson	Andrew Williams
Jay A. Hubbell	Nelson I. Norton	Julius H. Seelye	Charles G. Williams
Morton C. Hunter	Addison Oliver	C. H. Stanickson	William B. Williams
John A. Hyman	Charles O'Neill	Robert Smalls	James Wilson
John A. Kasson	John B. Packer	A. Herr Smith	Alan Wood, jr.
Alanson M. Kimball	Horace F. Page	William H. H. Stowell	L. D. Woodworth.

Those not voting are—

Mr. William B. Anderson	Mr. John Goode, jr.	Mr. William McFarland	Mr. Alex. H. Stephens
William H. Baker	Andrew H. Hamilton	John A. McMahon	Thomas Swann
Lyman K. Bass	Henry H. Hathorn	Edwin K. Meade	John K. Tarbox
George M. Beebe	Charles Hays	Henry B. Metcalfe	Washington Townsend
Samuel N. Bell	Ell J. Henkle	Hernando D. Money	John L. Vance
Jos. C. S. Blackburn	Charles E. Hooker	William R. Morrison	Alfred M. Waddell
Henry W. Blair	John F. House	Charles E. Nash	Henry Waldron
Archibald M. Bliss	Frank H. Hurd	Jephth D. New	Charles C. B. Walker
Samuel D. Burchard	Stephen A. Hurlbut	James Phelps	William Walsh
Nathan T. Carr	George A. Jenks	Allen Potter	Elijah Ward
Chester W. Chapin	Frank Jones	Americus V. Rice	William W. Warren
Francis D. Collins	Thomas L. Jones	William M. Robbins	Henry Watterson
Samuel S. Cox	Charles H. Joyce	Milton S. Robinson	G. Wiley Wells
William W. Crapo	William D. Kelley	Miles Ross	William A. Wheeler
Lorenzo Cronase	William S. King	Milton Saylor	John O. Whitehouse
Lorenzo Danford	Lafayette Lane	John G. Schumaker	George Willard
Chester B. Darrall	Burwell B. Lewis	James Sheakley	William W. Wilshire
Albert G. Egbert	Scott Lord	William B. Spencer	William Woodburn.
Charles J. Faulkner	L. A. Mackey	Horace B. Strait	

So the rules were not suspended.

Mr. Durham, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the joint commission appointed to direct and supervise the continuation of the construction of the Washington National Monument be requested to inform this House how far they have progressed in the examination of the foundation of the monument, what has been or will be the cost of said examination, and when they expect to complete the same, so as to resume the work in the construction of the monument.

Mr. Hunter moved that the rules be suspended, to enable him to submit, and the House to agree to, the following resolution, viz:

Whereas, on the 18th day of December, 1876, the following preamble and resolution passed this House by a vote of 152 yeas to 63 nays, to wit:

"Whereas fears have been and still are entertained by the people of the United States that Congress may at some time in the future pass laws by which the Government of the United States may be compelled to pay a large amount for damages that were incurred during the late war by persons residing within the States that were then in rebellion against the United States: Therefore, in order to allay such fears and prevent the payment of such claims,

Be it resolved, That the Committee on the Judiciary be instructed to report to this House within twenty days, and permission is hereby given for that purpose, an amendment of the Constitution of the United States in substance as follows, to wit:

"ARTICLE XVI.

"No claim shall ever hereafter be allowed or paid by the United States, in the shape of damages or otherwise, for any kind of property, real or personal, used, consumed, injured, or destroyed by United States troops, or by or through any officers, civil or military, acting under or by authority of the United States, or from any other cause whatever, during the suppression of the late rebellion in any of the States that were in rebellion against the Government of the United States; or for

any property used, consumed, injured, or destroyed during such rebellion outside of said States that were in rebellion, and which belonged to persons residing within such States that were in rebellion; unless the persons owning the property so used, consumed, injured, or destroyed were, during all the time of such rebellion, loyal to the Government of the United States and gave neither aid nor encouragement to the enemy."

And whereas said twenty days mentioned in said resolution expired on the 7th day of the present month, and said Committee on the Judiciary has failed to report an amendment to the Constitution, as instructed by this House in said resolution so to do within said twenty days: Therefore,

Be it resolved, That said Committee on the Judiciary be required to report within two days from this date an amendment to the Constitution as above provided for in said resolution, and permission to report the same is hereby given.

And the question being put,
Shall the rules be suspended ?

It was decided in the negative, { Yeas 126
Nays 71
Not voting 92
(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. William P. Frye	Mr. George W. McCrary	Mr. C. H. Sannickson
Charles H. Adams	Benoni S. Fuller	James W. McMill	A. Herr Smith
George A. Bagley	James A. Garfield	Samuel F. Miller	William A. J. Sparks
John H. Baker, Jr.	John E. Goodin	James Monroe	William M. Springer
John H. Baker	Eugene Hale	Charles H. Morgan	William S. Stenger
Latimer W. Ballou	Jere Haralson	Lawrence T. Neal	Adlai E. Stevenson
Nathaniel P. Banks	Aug. A. Hardenbergh	Nelson I. Norton	Frederick H. Teese
Samuel N. Bell	Benjamin W. Harris	N. Holmes Odell	Charles P. Thompson
Nathan B. Bradley	Carter H. Harrison	Addison Oliver	Jacob M. Thoraburg
William R. Brown	William Hartzell	Charles O'Neill	Martin I. Townsend
Horatio C. Burchard	George W. Hendee	John B. Packer	John Q. Tufts
John H. Burleigh	Thomas J. Henderson	Horace F. Page	Nelson H. Van Vorhe
Alexander Campbell	William S. Holman	William A. Phillips	John T. Wait
Joseph G. Cannon	James H. Hopkins	Henry L. Pierce	Henry Waldron
Thomas J. Cason	George G. Hoskins	William A. Piper	Alexander S. Wallace
Lucien B. Caswell	Jay A. Hubbell	Harris M. Plaisted	John W. Wallace
Simeon H. Chittenden	Andrew Humphreys	Thomas C. Platt	Levi Warner
Heister Clymer	Morton C. Hunter	Earley F. Poppleton	John D. White
Alex. G. Cochran	John A. Hyman	Allen Potter	Richard H. Whiting
Omar D. Conger	John A. Kasson	Joseph Powell	Scott Wike
Augustus W. Cutler	Edward C. Kehr	Henry O. Pratt	George Willard
John M. Davy	Edward C. Kehr	David Rea	Andrew Williams
Resin A. DeBolt	Alanson M. Kimball	John Reilly	Alpheus S. Williams
Dudley C. Dentison	Franklin Landers	James B. Reilly	Charles G. Williams
Samuel A. Dobbins	Elbridge G. Lapham	John Robbins	James Williams
Mark H. Dunnell	William Lawrence	Charles B. Roberts	William B. Williams
Benjamin T. Eames	E. W. Leavenworth	Sobieski Ross	Benjamin A. Willis
James L. Evans	J. V. Le Moynes	Jeremiah M. Rusk	James Wilson
Edwin Flye	John K. Luttrell	Ezekiel S. Sampson	Alan Wood, Jr.
Greenbury L. Fort	John R. Lynch	John S. Savage	L. D. Woodworth.
Charles Foster	Henry S. Magoon	Julius H. Seelye	
Chapman Freeman	Levi Malah		
	C. D. MacDougall		

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Philip Cook	Mr. Frank Hereford	Mr. William F. Slemmons
Thomas S. Ashe	Jacob P. Cowan	Goldsmith W. Hewitt	Robert Smalls
John D. C. Atkins	David B. Culbertson	Benjamin H. Hill	William E. Smith
John C. Bagby	Joseph J. Davis	Epps Hunton	Milton I. Southard
Richard P. Bland	George G. Dibrell	J. Proctor Knott	William H. Stone
James H. Blount	Milton J. Durham	George M. Landers	William Terry
Andrew R. Boone	John R. Eden	Charles W. Milliken	J. W. Throckmorton
Taul Bradford	E. John Ellis	Roger Q. Mills	John R. Tucker
John M. Bright	William H. Felton	William Mutohler	Robert B. Vance
John Young Brown	Jesse J. Finley	William J. O'Brien	Gilbert C. Walker
George C. Cabell	William H. Forney	John F. Phillips	Henry Watterson
John H. Caldwell	Benjamin J. Franklin	William J. Purman	Erastus Wells
William P. Caldwell	Lucien C. Gause	Joseph H. Rainey	W. C. Whitthorne
Milton A. Candler	Robert Hamilton	John H. Reagan	Peter D. Wigginton
George W. Cate	Henry R. Harris	Haywood Y. Riddle	Jere N. Williams
Bernard G. Caulfield	John T. Harris	Alfred M. Scales	Benjamin Wilson
John B. Clarke	Julian Hartridge	Gustave Schleicher	Fernando Wood
John B. Clark, Jr.	Robert A. Hatcher	Otho R. Singleton	Jesse J. Yeates.

Those not voting are—

Mr. William B. Anderson	Mr. John M. Glover	Mr. Lafayette Lane	Mr. William R. Spencer
William H. Baker	John Goode, jr.	William M. Levy	William H. Stanton
Henry B. Banning	Thomas M. Gunter	Burwell B. Lewis	Horace B. Stratt
Lyman K. Baas	Andrew H. Hamilton	Scott Lord	Alex. H. Stephens
George M. Beebe	John Hancock	William P. Lynde	William H. H. Stowell
Jos. C. S. Blackburn	Henry H. Hathorn	L. A. Mackey	Thomas Swann
Henry W. Blair	William S. Haymond	William McFarland	John K. Tarbox
Archibald M. Bliss	Charles Hays	John A. McMahon	Philip F. Thomas
Aylett H. Buckner	Ell J. Henkle	Edwin R. Meade	Washington Townsend
Samuel D. Burchard	Abram S. Hewitt	Henry B. Metcalfe	John L. Vance
Nathan T. Carr	George F. Hoar	Hernando D. Money	Alfred M. Waddell
Chester W. Chapin	Solomon L. Hoge	William R. Morrison	Charles C. B. Walker
Francis D. Collins	Charles E. Hooker	Charles E. Nash	Ansel T. Walling
Samuel S. Cox	John F. House	Jeptha D. New	William Walsh
William W. Crapo	Frank H. Hurd	Henry B. Payne	Elijah Ward
Lorenzo Crounse	Stephen A. Hurlbut	James Phelps	William W. Warren
Lorenzo Danford	George A. Jenks	Americus V. Rice	G. Wiley Wells
Chester B. Darrall	Frank Jones	William M. Robbins	William A. Wheeler
Beverly R. Douglas	Thomas L. Jones	Milton S. Robinson	John O. Whitehouse
George H. Durand	Charles H. Joyce	Miles Ross	William W. Wilshire
Albert G. Egbert	William D. Kelley	Milton Sayler	William Woodburn
Charles J. Faulkner	William S. King	John G. Schumaker	Casey Young.
Randall L. Gibson	Lucius Q. C. Lamar	James Sheakley	

So the rules were not suspended.

Mr. Mills moved that the rules be suspended, to enable him to submit, and the House to agree to, the following resolution, viz :

Resolved, That the maintenance inviolate of the rights of the States, and especially the right of each State to order and control its own domestic institutions according to its own judgment exclusively, is essential to the balance of power on which the operation and endurance of our political fabric depend, and we denounce the lawless invasion by armed force of the soil of any State or Territory, no matter under what pretext, as among the greatest of crimes.

Pending which,

Mr. Holman, at 3 o'clock and 10 minutes p. m., moved that the House adjourn; which motion was disagreed to.

The question then recurring on the motion of Mr. Mills,

And being put, viz :

Shall the rules be suspended ?

It was decided in the negative,	Yeas	105
	Nays	83
	Not voting	101

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Beverly B. Douglas	Mr. Franklin Landers	Mr. William E. Smith
Thomas S. Ashe	John K. Eden	George M. Landers	Milton I. Southard
John D. C. Atkins	E. John Ellis	William M. Levy	William M. Springer
John C. Bagby	William H. Felton	William P. Lynde	William H. Stanton
John H. Bagley, jr.	Jesse J. Finley	Levi Maish	William S. Stenger
Richard P. Bland	William H. Forney	Charles W. Milliken	William H. Stone
James H. Blount	Benjamin J. Franklin	Roger Q. Mills	Frederick H. Teese
Andrew R. Boone	Benoni S. Fuller	William Mutchler	William Terry
Taul Bradford	Lucien C. Gause	Lawrence T. Neal	Philip F. Thomas
John M. Bright	Randall L. Gibson	William J. O'Brien	J. W. Throckmorton
John Young Brown	John R. Goodin	N. Holmes Odell	John R. Tucker
Aylett H. Buckner	Robert Hamilton	Henry B. Payne	Robert B. Vance
George C. Cabell	John Hancock	John F. Phillips	Gilbert C. Walker
John H. Caldwell	Aug. A. Hardenbergh	William A. Piper	Ansel T. Walling
William P. Caldwell	Henry R. Harris	Joseph Powell	Levi Warner
Milton A. Candler	John T. Harris	David Rea	Henry Watterson
George W. Cate	Julian Hartridge	John H. Reagan	W. C. Whitthorne
Bernard G. Caulfield	Robert A. Hatcher	John Reilly	Scott Wike
John B. Clarke	William S. Haymond	James B. Reilly	Alpheus S. Williams
John B. Clark, jr.	Frank Hereford	Haywood Y. Riddle	Jere N. Williams
Heister Clymer	Goldsmith W. Hewitt	John Robbins	Benjamin A. Willis
Philip Cook	Andrew Humphreys	John S. Savage	William W. Wilshire
Jacob P. Cowan	Morton C. Hunter	Alfred M. Seales	Benjamin Wilson
David B. Culbertson	Eppe Hunton	Gustave Schleicher	Fernando Wood
Joseph J. Davis	J. Proctor Knott	Otho R. Singleton	Jesse J. Yeates
Rezin A. DeBolt	Lucius Q. C. Lamar	William F. Slemmons	Casey Young.
George G. Dibrell			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. George W. McCrary	Mr. C. H. Sinnickson
George A. Bagley	Greenbury L. Fort	James W. McDill	Robert Smalls
John H. Baker	Charles Foster	Samuel F. Miller	A. Herr Smith
Latimer W. Ballou	Chapman Freeman	James Monroe	Charles P. Thompson
Nathaniel P. Banks	William P. Frye	Charles H. Morgan	Jacob M. Thornburgh
Nathan B. Bradley	James A. Garfield	Nelson I. Norton	Martin I. Townsend
William R. Brown	Eugene Hale	Addison Oliver	John Q. Tufts
Horatio C. Burchard	Jere Haralson	Charles O'Neill	Nelson H. Van Vorhe
Alexander Campbell	Benjamin W. Harris	John B. Packard	John T. Wait
Joseph G. Cannon	George W. Hendee	Horace F. Page	Henry Waldron
Thomas J. Cason	Thomas J. Henderson	William A. Phillips	Alexander S. Wallace
Lucien B. Caswell	George F. Hoar	Henry L. Pierce	John W. Wallace
Simoon B. Chittenden	George G. Hoskins	Harris M. Plaisted	John D. White
Omar D. Conger	Jay A. Hubbell	Thomas C. Platt	Richard H. Whiting
Augustus W. Cutler	John A. Hyman	Allen Potter	Andrew Williams
John M. Davy	John A. Kasson	Henry O. Pratt	Charles G. Williams
Dudley C. Denison	Alanson M. Kimball	Joseph H. Rainey	William B. Williams
Samuel A. Dobbins	Elbridge G. Lapham	Sobleaki Ross	James Wilson
Mark H. Dunnell	William Lawrence	Jeremiah M. Rusk	Alan Wood, jr.
Benjamin T. Eames	John R. Lynch	Ezekiel S. Sampson	L. D. Woodworth
James L. Evans	Henry S. Magoon	Julius H. Seelye	

Those not voting are—

Mr. Josiah G. Abbott	Mr. John Goode, Jr.	Mr. E. W. Leavenworth	Mr. James Sheakley
William B. Anderson	Thomas M. Gunter	J. V. Le Moyné	William A. J. Sparks
William H. Baker	Andrew H. Hamilton	Burwell B. Lewis	William B. Spencer
Henry B. Banning	Carter H. Harrison	Scott Lord	Horace B. Strait
Lyman K. Bass	William Hartzell	John K. Luttrell	Alex. H. Stephens
George M. Beebe	Henry H. Hathorn	L. A. Mackey	Adlai E. Stevenson
Samuel N. Bell	Charles Hays	C. D. MacDougall	William H. H. Stowell
Jos. C. S. Blackburn	Eli J. Henkle	William McFarland	Thomas Swann
Henry W. Blair	Abram S. Hewitt	John A. McMahon	John K. Tarbox
Archibald M. Bliss	Benjamin H. Hill	Edwin R. Meade	Washington Townsend
Samuel D. Burchard	Solomon L. Hoge	Henry B. Metcalfe	Jacob Turney
John H. Burleigh	William S. Holman	Hernando D. Money	John L. Vance
Nathan T. Carr	Charles E. Hooker	William R. Morrison	Alfred M. Waddell
Chester W. Chapin	James H. Hopkins	Charles E. Nash	Charles C. B. Walker
Alex. G. Cochrane	John F. House	Jeptha D. New	William Walsh
Francis D. Collins	Frank H. Hurd	James Phelps	Elijah Ward
Samuel S. Cox	Stephen A. Huribut	Earley F. Poppleton	William W. Warren
William W. Crapo	George A. Jenks	William J. Purman	Erastus Wells
Lorenzo Crounse	Frank Jones	Americus V. Rice	G. Wiley Wells
Lorenzo Danford	Thomas L. Jones	William M. Robbins	William A. Wheeler
Chester B. Darrall	Charles H. Joyce	Charles B. Roberts	John O. Whitehouse
George H. Durand	Edward C. Kehr	Milton S. Robinson	Peter D. Whignton
Milton J. Durham	William D. Kelley	Miles Ross	George Willard
Albert G. Egbert	William S. King	Milton Saylor	James Williams
Charles J. Faulkner	Lafayette Lane	John G. Schumaker	William Woodburn
John M. Glover			

So the rules were not suspended.

Mr. Benjamin W. Harris, by unanimous consent, from the Committee on Naval Affairs, to which was referred the bill of the House (H. R. 4125) to appropriate waiting-orders pay to those officers of the United States Navy whose pay was affected by the general order of the Secretary of the Navy No. 216, and to repeal section 1442 of the Revised Statutes, reported the same with amendments, accompanied by a report in writing thereon.

Ordered, That the said bill and amendments, with the report, be printed and recommitteed to the Committee on Naval Affairs.

Mr. Benjamin W. Harris moved that the rules be suspended, so as to make the bill H. R. 4125 in order as an amendment to the naval appropriation bill when considered.

Pending which,

Mr. Holman, at 3 o'clock and 50 minutes p. m., moved that the House do now adjourn.

Pending which,

A message was received from the President of the United States, notifying the House that he did, on the 27th of December, approve and sign bills of the following titles, viz :

H. R. 3693. An act changing the name of the First National Bank of Amesbury to the First National Bank of Merrimac.

H. R. 3504. An act for the relief of Thomas Day.

And on the 28th of December bills of the following titles, viz :

H. R. 97. An act directing the Commissioner of the General Land-Office to issue certificate for relocation of six hundred and forty acres of land in the Territory of Missouri to legal representatives of Samuel Ware.

H. R. 1026. An act for the relief of Thomas Van Duzen and his assigns for lands.

And that bills of the following titles were received by the President on the 19th of December, 1876, and not having been returned by him within the time prescribed by the Constitution, have become laws without his signature, viz :

H. R. 1588. An act granting an additional pension to Jefferson Bowers, of Mason County, Illinois.

H. R. 2257. An act for the relief of J. T. McGinniss, captain of Thirteenth Infantry, United States Army.

The Speaker announced that he had appointed Mr. Le Moyne, Mr. Milliken, Mr. Candler, Mr. Banks, and Mr. William B. Williams members of the select committee to investigate certain charges against members of the late board of police commissioners of the District of Columbia.

The Speaker, by unanimous consent, laid before the House the following communications ; which were severally disposed of as follows, viz :

I. A letter from the Secretary of the Interior, asking an appropriation of \$5,000 for the Mission Indians of California, to the Committee on Indian Affairs.

II. A memorial from the mayor of the city of New Orleans, in reference to a square of ground within said city deeded to the United States Government for the purpose of establishing a branch mint thereon, to the Committee on Appropriations and ordered to be printed in the Record.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Blair, until Friday next.

To Mr. Crounse, ten days' extension of his present leave.

To Mr. Platt, for one week.

On motion of Mr. Gibson, leave was granted to withdraw from the files of the House the papers in the case of William W. Handlin.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

TUESDAY, JANUARY 9, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. William R. Brown : Papers relating to the petition of Sylvanus Sandford, for compensation for sugar taken by the United States Army, to the Committee on War-Claims.

By Mr. Dobbins : The petition of Lawrence M. Smith, late of the Seventeenth Regiment Connecticut Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Goodin : Petition of Lieutenant A. H. Von Luettwitz, for the correction of his Army record, to the Committee on Military Affairs.

By Mr. Hill : The petition of citizens of Georgia, for a post-route from Cumming to Dawsonville ;

By Mr. Hoar : The petition of Harding Woods and others, of Barre, Massachusetts, for cheap telegraphy ;
to the Committee on the Post-Office and Post-Roads.

Also, the petition of John Q. Ashford and other citizens of Iowa, for action by Congress concerning the Des Moines River lands, to the Committee on the Public Lands.

By Mr. Hopkins: The petition of Calvin Adams, that the Commissioner of Patents be authorized to extend his letters-patent on an improved door-lock, to the Committee on Patents.

By Mr. Kidder: A paper relating to the establishment of post-routes from Fort Pierre, via Rapid City, to Deadwood; from Fort Randall to Rapid City; from Rapid City, via Custer City, to Deadwood; and from Rapid City to Crook City, all in Dakota Territory, to the Committee on the Post-Office and Post-Roads.

By Mr. Lapham: The petition of William De Mocker, late a private in Company A, One hundred and fourth New York Volunteers, for a pension and for the correction of his Army record, to the Committee on Invalid Pensions.

Also, the petition of A. Gibbs, that the heirs of deceased soldiers may be paid interest on the amount found to be due decedents at the time of their death, to the Committee on the Judiciary.

By Mr. Lynde: The petition of Homer Glass and 107 vessel-owners of the lake ports, for the repeal of the law giving three months' pay to seamen discharged at foreign ports, to the Committee on Commerce.

By Mr. Mutchler: The petition of J. N. Barritt and Duncan S. Walker, that the House of Representatives investigate the subject of the removal of war-material from some sections of the country to other sections; also, to inquire into the present strength, location, and occupation of the troops of the United States Army, how many are being used upon the frontier, in the Southern States, and in and around Washington; when the troops were ordered to Washington, the nature of their orders, by whom made, and the purpose for which they are or have been ordered here, to the Committee on Military Affairs.

By Mr. O'Neill: The petition of Mrs. Sarah C. Hugg, widow of James S. Hugg, late captain Company G, Thirty-fourth New Jersey Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Sobieski Ross: The petition of 22 citizens of Sullivan County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hiram S. Stevens: The petition of citizens of Arizona Territory, for the construction of a military road over the Mogollon Mountains, Arizona, to the Committee on Military Affairs.

By Mr. Robert B. Vance: The petition of W. W. Green, for the establishment of a post-route from Shelby to Marion, North Carolina, via Camp Call and Dysartsville, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of New York, for a reduction of the cost of trade-marks, to the Committee on Patents.

By Mr. James Williams: The petition of citizens of Millsborough, Delaware, for cheap telegraphy;

By Mr. Alan Wood, jr.: The petition of 43 citizens of Montgomery County, Pennsylvania, for the purchase of the telegraph-lines by the Government of the United States; to the Committee on the Post-Office and Post-Roads.

Mr. James Wilson, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the call of States be taken up where it was stopped by suspension of the rules on yesterday, and that the call proceed under the limitations of the morning hour on Monday.

And thereupon

The Speaker proceeded with the call of States and Territories for bills and joint resolutions on leave,

When

Bills and joint resolutions were further introduced, read twice, ordered to be printed, and severally referred, as follows, viz :

By Mr. Willard : A bill (H. R. 4351) to regulate the final survey of the public lands of the United States, to the Committee on the Public Lands.

By Mr. Alpheus S. Williams : A bill (H. R. 4352) for the relief of John Stewart, late captain of the Fifteenth Regiment Michigan Volunteer Infantry ;

Also, a bill (H. R. 4353) for the relief of Peter D. Ranke, late captain of Company C, Fourteenth Regiment Pennsylvania Cavalry Volunteers ;

to the Committee on Military Affairs.

By Mr. McCrary : A bill (H. R. 4354) to divide the State of Colorado into two judicial districts ;

By Mr. Piper : A bill (H. R. 4355) to continue in force section 7 of the act of July 23, 1866, to quiet land-titles in California ;
to the Committee on the Judiciary.

By Mr. Page : A bill (H. R. 4356) to permit homestead-settlers within railroad-limits to enter, in certain cases, additional lands ;

By Mr. Goodin : A bill (H. R. 4357) to secure the rights of settlers upon railroad-lands, and to repeal the first section of an act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to the Red River, approved July 25, 1876 ;

to the Committee on the Public Lands.

Also, a bill (H. R. 4358) to promote the education of the blind, to the Committee on Education and Labor.

Also, a bill (H. R. 4359) to amend an Army officer's record, to the Committee on Military Affairs.

By Mr. William R. Brown : A bill (H. R. 4360) for the relief of John S. Friend, to the Committee on Indian Affairs.

By Mr. Benjamin Wilson : A bill (H. R. 4361) to authorize a further appropriation to continue the improvement of the Little Kanawha River, in West Virginia, to the Committee on Commerce.

By Mr. Cannon : A bill (H. R. 4362) to amend the act entitled "An act granting a portion of the United States military reservation at Salt Lake City for cemetery purposes," approved May 16, 1874, to the Committee on Military Affairs.

By Mr. Kidder : A bill (H. R. 4363) for the relief of Samuel Henderson, to the Committee on Indian Affairs.

By Mr. Seelye : A bill (H. R. 4364) for the free importation of books, to the Committee of Ways and Means.

By Mr. Hendee : A bill (H. R. 4365) for the relief of Edgar A. Beach, of Essex, Vermont, to the Committee on War-Claims.

By Mr. Freeman : A joint resolution (H. Res. 180) for the appointment of a commission for the equitable disposition of the unexpended balance of the Geneva award fund ;

By Mr. Lapham : A bill (H. R. 4366) to amend section 4818 of the Revised Statutes of the United States ;
to the Committee on the Judiciary.

By Mr. Stevenson : A bill (H. R. 4367) granting a pension to Anna M. Knight, widow of Joseph Knight, late a private in Company A, of Eleventh Illinois Infantry Volunteers, to the Committee on Invalid Pensions.

By Mr. George M. Landers : A bill (H. R. 4368) continuing the im-

provement of navigation of Connecticut River, below Hartford, Connecticut, to the Committee on Commerce.

By Mr. Henkle: A bill (H. R. 4369) granting a pension to William Glover, of Annapolis, a soldier of the war of 1812, to the Committee on Revolutionary Pensions.

By Mr. Roberts: A bill (H. R. 4370) for the relief of the captors of the ram Albemarle, to the Committee on Naval Affairs.

Also, a bill (H. R. 4371) for the relief of Franklin D. Pearson;

By Mr. Holman: A bill (H. R. 4372) for the relief of William Bornescher, of Ripley County, Indiana;

By Mr. Goode: A bill (H. R. 4373) for the relief of the heirs of William Ward, of Virginia;
to the Committee on War-Claims.

By Mr. Hubbell: A bill (H. R. 4374) to appropriate money for continuing the improvement of the harbor at Ontonagon, Lake Superior;

Also, a bill (H. R. 4375) to appropriate money for continuing the improvement of Saint Mary's River and Saint Mary's Falls Canal;

Also, a bill (H. R. 4376) to appropriate money for continuing the improvement of Eagle Harbor, Lake Superior;

Also, a bill (H. R. 4377) to appropriate money for the improvement of the harbor at Charlevoix, Michigan;

Also, a bill (H. R. 4378) to appropriate money for continuing the improvement of the harbor at Pent Water, Michigan;

Also, a bill (H. R. 4379) to appropriate money for continuing the improvement of the harbor at Manistee, Michigan;

Also, a bill (H. R. 4380) to appropriate money for continuing the improvement of the harbor at Ludington, Michigan;
to the Committee on Commerce.

By Mr. Davy: A bill (H. R. 4381) for the relief of Margaret Ragau, of Rochester, New York;

By Mr. Franklin Landers: A bill (H. R. 4382) granting a pension to William Black, late a private in Company K, First Indiana Heavy Artillery;

By Mr. Carr: A bill (H. R. 4383) granting a pension to Joel R. Carter, late private Company D, Eighty-second Regiment Indiana Volunteer Infantry;
to the Committee on Invalid Pensions.

Also, a bill (H. R. 4384) providing a method of counting the electoral vote for President and Vice-President of the United States, and declaring the result, to the Committee of the Whole House on the state of the Union.

By Mr. Watterson: A bill (H. R. 4385) to regulate commerce among the States, to the Committee on Commerce.

By Mr. Hunton: A bill (H. R. 4386) for the relief of the heirs of Richard Windsor, to the Committee on the Judiciary.

By Mr. Lapham: A bill (H. R. 4387) granting a pension to William De Mocker, and to relieve him of the charge of desertion, to the Committee on Invalid Pensions.

Mr. James Wilson, on this call, submitted the following resolution; which was read and referred to the Select Committee on Rules, viz:

Add to rule 5 the following:

That all reports so made and committed to the Committee of the Whole House on the state of the Union, or to the Committee of the Whole, or recommitted to a standing or select committee, and all reports that may be at any time by unanimous consent reported for commitment, shall not be brought back into the House on a motion to reconsider.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles :

S. 526. An act to amend section 1036 of the Revised Statutes, relating to the District of Columbia ;

S. 678. An act for the relief of Ephraim P. Abbott ;

S. 752. An act authorizing the recorder of the District of Columbia to appoint an assistant recorder, with certain powers ; and

H. R. 4120. An act making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878 ;

When

The Speaker signed the same.

The Speaker, by unanimous consent, laid before the House the following executive and other communications ; which were severally disposed of as follows, viz :

I. A letter from the Attorney-General, transmitting his annual report ; which was laid on the table and ordered to be printed.

II. A letter from the Secretary of the Interior, transmitting claims of James Whitehead, William Madden, W. H. Wiggins, and William Redus, for indemnity on account of Indian depredations, to the Committee on Indian Affairs and ordered to be printed.

III. A report of the Boston Board of Trade, protesting against the passage of the bill (H. R. 3853) to impose a national head-money tax on immigrants, to the Committee on Commerce and ordered to be printed.

IV. A letter from the Secretary of the Interior, in relation to the proposed relief of certain settlers on the Nez Percé reservation, to the Committee on Indian Affairs.

V. A letter from the Secretary of the Interior, submitting a deficiency estimate for the rent of building in use by that Department, to the Committee on Appropriations.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed without amendment a bill and joint resolution of the House of the following titles, viz :

H. R. 4350. An act to abolish the board of commissioners of the metropolitan police, and to transfer its duties to the commissioners of the District of Columbia ; and

H. Res. 169. Joint resolution authorizing the Secretary of War to supply blankets to the Reform School in the District of Columbia.

The President of the United States has notified the Senate that he did, on the 18th of December, 1876, approve and sign a bill of the following title, viz :

S. 620. An act to remove the political disabilities of James Argyle Smith, of Mississippi.

Also, that he did, on the 22d of December, 1876, approve and sign a bill of the following title, viz :

S. 745. An act to authorize the Secretary of the Treasury to issue a register and change the name of the brig A. S. Pennell to the City of Moule.

Also, that bills of the Senate of the following titles, presented to him on the 16th of December, 1876, not having been returned by him to the Senate within the ten days prescribed by the Constitution, have become laws without his signature, viz :

S. 105. An act for the relief of Dickson Shinault, late assistant keeper of the light-vessel at Wolf-Trap light-station, in the State of Virginia.

S. 1075. An act to provide for the engraving and printing of the portrait of the late Hon. Henry H. Starkweather, of Connecticut.

By unanimous consent, resolutions were submitted, read, and severally referred as follows, viz :

By Mr. Clymer :

Resolved, That the Clerk of the House of Representatives be, and he is hereby, authorized to pay to Irwin B. Linton, out of the contingent fund, the sum of \$90 for services rendered by said Linton as clerk to the Committee on Expenditures in the War Department from the 29th day of July to the 15th of August, 1876 ;
to the Committee on Accounts.

By Mr. Miller :

Resolved, That the Committee of Ways and Means be, and they are hereby, instructed to inquire into the expediency of repealing the two-cent-stamp tax on checks, drafts, and orders for the payment of money, and report by bill or otherwise at as early a day as possible ;
to the Committee of Ways and Means.

By Mr. George M. Landers :

Resolved, That Henry A. Olcott be paid out of the contingent fund of the House the sum of \$3.60 per day for services as messenger in the office of the Clerk of the House from and including the 1st day of January ultimo, and until otherwise ordered by the House ;
to the Committee on Accounts.

By Mr. James Wilson :

Resolution to reprint the report on immigration by Edward Young, Chief of the Bureau of Statistics ;
to the Committee on Printing.

By unanimous consent, resolutions were submitted, read, considered, and agreed to, viz :

By Mr. Alpheus S. Williams :

Resolved, That the Secretary of War be, and he is hereby, directed to furnish this House with a copy of all the proceedings of the court-martial in the case of Major Justis McKinstry, quartermaster of the United States Army, convened at Saint Louis, Missouri, September 24, 1862.

By Mr. Schleicher :

Resolved, That the President be requested to transmit to this House, if in his judgment not incompatible with the good of the public service, copies of such papers in the possession of the State Department and War Department as may refer to the imprisonment and detention by the Mexican authorities at Matamoras of John Jay Smith, an American citizen ; and also of the wounding and robbing by Mexican soldiers at New Laredo, of Dr. Samuel Huggins, an American citizen.

The Speaker, as a question of privilege, laid before the House the following letter from Hon. William R. Morrison, chairman of the select committee to investigate the recent election in the State of Louisiana, viz :

NEW ORLEANS, LA., *December 29, 1876.*

DEAR SIR : I have the honor to inclose herewith the proceedings of the special Louisiana election committee in the matter of the failure and refusal of William Orton to appear before said committee in obedience to process served upon him.

Respectfully,

W. R. MORRISON, *Chairman.*

Hon. SAMUEL J. RANDALL,

*Speaker United States House of Representatives,
Washington City, D. C.*

"FORTY-FOURTH CONGRESS, SECOND SESSION,
"CONGRESS OF THE UNITED STATES,

"IN THE HOUSE OF REPRESENTATIVES, *December 5, 1876.*

"On motion of Mr. A. S. Hewitt,

"*Resolved*, That three special committees, one of fifteen members to proceed to Louisiana, one of six members to proceed to Florida, and one of nine members to proceed to South Carolina, shall be appointed by the Speaker of the House to investigate the recent election therein and the action of the returning canvassing-boards in the said States in reference thereto, and to report all the facts essential to an honest return of the votes received by the electors of the said States for President and Vice-President of the United States, and to a fair understanding thereof by the people; and that for the purpose of speedily executing this resolution the said committee shall have power to send for persons and papers, to administer oaths, to take testimony, and at their discretion to detail subcommittees with like authority to send for persons and papers, to administer oaths, and to take testimony, and that the said committees and their subcommittees may employ stenographers, clerks, and messengers, and be attended each by a deputy sergeant-at-arms; and said committees shall have leave to report at any time, by bill or otherwise.

"The Speaker appointed Mr. Morrison, of Illinois; Mr. Jenks, of Pennsylvania; Mr. McMahon, of Ohio; Mr. Lynde, of Wisconsin; Mr. Blackburn, of Kentucky; Mr. Meade, of New York; Mr. House, of Tennessee; Mr. Phelps, of Connecticut; Mr. New, of Indiana; Mr. Ross, of New Jersey; Mr. Townsend, of Pennsylvania; Mr. Danford, of Ohio; Mr. Hurlbut, of Illinois; Mr. Crapo, of Massachusetts; and Mr. Joyce, of Vermont, the said committee to proceed to Louisiana.

"Attest:

"GEO. M. ADAMS, *Clerk.*

"IN THE HOUSE OF REPRESENTATIVES,
"December 7, 1876.

"The Speaker appointed Mr. Beebe, of New York, in the place of Mr. Lynde, of Wisconsin, on the said committee to proceed to Louisiana.

"Attest:

"GEO. M. ADAMS, *Clerk,*
"By GREEN ADAMS, *Chief Clerk.*

"Under said resolution the committee, in conformity with the power therein conferred, have sent for persons and papers. The committee caused a *subpœna duces tecum* to be issued and duly served on one William Orton, president of the Western Union Telegraph Company.

"Said *subpœna* is in words and figures following, to wit:

"By authority of the House of Representatives of the Congress of the United States of America.

"To JOHN G. THOMPSON, Esq.,

"*Sergeant-at-Arms, or his special messenger:*

"You are hereby commanded to summon William Orton, president of the Western Union Telegraph Company, to be and appear before the select committee of the House of Representatives of the United States, of which Hon. William R. Morrison is chairman, to investigate the recent election in Louisiana, and to bring with you all telegrams in your possession or under your control received or sent by William E. Chan-

dler, Zach. Chandler, J. Don. Cameron, J. M. Edmunds, James Casey, William Pitt Kellogg, S. B. Packard, John F. Casey, J. R. G. Pitkin, Henry C. Dibble, H. C. Warmoth, George W. Carter, and General Augur, from and at New Orleans, Louisiana, Washington City, D. C., New York City, New York, since the 1st day of September last, at their chamber, in the city of New Orleans, Louisiana, on 26th day of December, 1876, at the hour of twelve o'clock m., then and there to testify touching matters of inquiry committed to said committee; and he is not to depart without leave of said committee. Herein fail not, and make return of this summons.

"Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 18th day of December, 1876.

"[SEAL.]

"Attest:

"SAM. J. RANDALL, *Speaker*.

"GEO. M. ADAMS, *Clerk*.

"NEW ORLEANS, *Tuesday, December 26, 1876.*

"The committee met at eleven a. m., pursuant to call of the chairman. Present, the chairman, (Mr. Morrison,) Messrs. Jenks, Blackburn, Phelps, Beebe, Townsend, Hurlbut, and Joyce.

"William Orton was three times called by the Sergeant-at-Arms, but did not answer.

"The following communications were then read:

"NEW YORK, *December 23.*

"SIR: Accompanying this I send you a communication made by me this day to the Speaker of the House of Representatives in respect to a paper served upon me and which requires the Sergeant-at-Arms of the House of Representatives to summon me to appear before your committee at New Orleans on the 26th of December. I do not suppose it is thought that I possess any personal knowledge concerning any of the matters to be investigated by that committee. I am but now recovering from a long and serious illness, and my health is in such a state that I could not, without great inconvenience and risk, as well as unnecessary expense to the Government, make so long a journey as that to New Orleans. I trust, therefore, that I may be relieved from personal attendance, and that such report as you may think proper to make to the Speaker of the House may not involve me in a contempt for a failure to appear personally. I possess no knowledge in respect to any matter confided to you for investigation or in respect to the papers which you seek which would be of any value to you if I were there.

"I am, very respectfully,

"WILLIAM ORTON.

"Hon. WILLIAM R. MORRISON,

"*Chairman, New Orleans, Louisiana.*

"NEW YORK, *December 23, 1876.*

"SIR: On the 19th day of December a paper (a copy of which is hereto annexed*) was handed to me at Washington, addressed to John G. Thompson, esq., Sergeant-at-Arms, or his special messenger, and signed by you as Speaker, by which paper the said Thompson or his special messenger is commanded to produce at New Orleans before the special committee of the House of Representatives, of which Hon. William R. Morrison is chairman, all telegrams in his possession or under

* The paper referred to is the subpoena as given above.

his control received or sent by William E. Chandler, Zach. Chandler, J. Don. Cameron, J. M. Edmunds, James Casey, William Pitt Kellogg, S. B. Packard, John F. Casey, J. R. G. Pitkins, Henry C. Dibble, H. C. Warmoth, George W. Carter, and General Augur, from and at New Orleans, Louisiana, Washington City, D. C., and New York, since the 1st day of September last. Said paper also appears to require said Thompson to summon me to appear before said select committee at the same time and place, then and there to testify touching matters of inquiry committed to said committee. Assuming that said paper is erroneously supposed to contain some command addressed to me requiring me to produce before said committee telegrams of a like description in my possession or under my control, I beg leave respectfully to inform you that if any such messages have ever existed—of which I have no knowledge—I have had neither personally or officially any possession of them; that I have never had any control over them except as an agent of the Western Union Telegraph Company, through and by the co-operation of subordinate agents; that the Western Union Telegraph Company has, without any knowledge or anticipation on my part, taken from me all power and control over all messages now in the possession of the company. I beg leave, therefore, respectfully to be excused from compliance with the above-mentioned requirement, it never having been at any time since the service of the subpoena, and being not now, in my power to comply with the same.

“Very respectfully, &c.,

“WILLIAM ORTON.

“HON. SAMUEL J. RANDALL,

“*Speaker of the House of Representatives,*

“*Washington, D. C.*

“CITY AND COUNTY OF NEW YORK:

“Personally appeared before me, the 23d day of December, 1876, William Orton, to me personally known, who, being duly sworn, deposed that the annexed statement addressed to Hon. Samuel J. Randall, Speaker of the House of Representatives, is true, and that the same is made as and for his return to the certain paper purporting to be a subpoena referred to therein.

“W. ARNOUX,

“*Notary Public, City and County of New York.*”

“On motion of Mr. Jenks,

“*Resolved*, That the chairman communicate to the House the failure and refusal of William Orton, president of the Western Union Telegraph Company, to appear and testify and to bring with him all the telegrams in his possession or control, sent or received by the persons named in the subpoena served upon him, the said Orton; also, as part of said communication, the letter of said Orton to the chairman, dated December 15, 1876, and such testimony of E. W. Barnes before the committee as relates to instructions given him, said Barnes, by the said Orton, in relation to the production before the committee of telegrams required to be produced before the committee by said Barnes; the said default, refusal, and instructions to said Barnes, in the opinion of the committee, being in contempt of the process of the House.

“*Testimony of E. W. Barnes.*

“E. W. Barnes, manager of the Western Union Telegraph Company at New Orleans, appeared as a witness before the committee on the 17th

day of December, 1876, and, after being duly sworn according to law, was interrogated as follows:

* * * * *

"By the CHAIRMAN, (Mr. Morrison :)

"Question. What is your occupation ?

"Answer. Manager of the Western Union Telegraph in this city.

"Q. Have you been subpoenaed to appear before this committee ?

"A. I have. (Witness produced copy of subpoena.)

"Q. Have you in your possession any dispatches sent by or received by the persons named in this subpoena ?

"A. I presume I have some.

* * * * *

"Q. Have you any of those dispatches with you ?

"A. No. With me ? No, sir.

"Q. Have you been instructed by the president of the company not to deliver them ?

"A. Yes, sir ; not directly by the president, but by our general superintendent.

"Q. Are your instructions similar to this ?

"(Letter read to witness from President Orton, of the Western Union Telegraph Company, to the chairman, as follows :)

"Letter from President Orton to Hon. W. R. Morrison.

"NEW YORK, December 15, 1876.

"SIR : Subpœnas have been served upon several employés of this company, directing them to produce before the congressional committee of which you are chairman all messages in possession of the company sent and received by the persons named in the subpoena during several months of the present year. I have delayed a reply to these demands, in the expectation that similar applications would be made by a committee of the Senate also charged with the investigation of matters connected with the presidential election and canvass in several States, so that the action of the company, being the same in respect to the messages of both political parties, could not be attributed to a desire to prejudice or promote the interests of either. No subpoenas have yet been served upon us by order of the Senate committee, and as further delay might appear to be a discourtesy to yourself and your committee, it does not seem proper to further postpone the answer. The subpoenas were served before the investigation which the committee had been directed to make was begun, and before evidence had been presented to the committee either that the persons named in the subpoenas had sent any messages whatever or that any messages sent by them related to the subject-matter of the investigation. It appears to have been assumed that persons holding high official positions under the Federal and State Governments, and others prominent in public affairs, were in the habit of sending messages by telegraph, and without attempting to ascertain if any of these messages were material to the investigation, the officers and agents of this company have been commanded to lay aside the business in which they are engaged to become spies and detectives upon and informers against the customers who have reposed in us the gravest confidences concerning both their official and their private affairs. I have never believed that the Congress of the United States, with this subject fairly before them, would permit committees to violate the secrecy of the telegraph in this matter ; and it seems to me that the present is an opportunity which it would be unwise to forego for obtain-

ing a decision directly from the representatives of the people. If the messages of persons connected with one political party are spread before the public, a like course will be taken in respect to those of the other party; both parties, therefore, have the same interests in publishing to the world the secrets of the telegraph-offices, or of preventing such publicity. It has, therefore, been decided to decline, very respectfully, to permit the employes of this company to produce before any committee of either house of Congress messages sent or received by the representatives of either the democratic or the republican party—at least until after Congress shall have approved the subpoenas of the committees, and directed that their demands be enforced.

"I am, with great respect, &c.,

"WILLIAM ORTON,
"President.

"Hon. WILLIAM R. MORRISON,
"Chairman, &c., New Orleans, La."

"A. I should have acted on these instructions without any others on this letter to you.

"Q. Have you any?

"A. I have only instructions from Mr. Orton to do nothing in the matter; that Mr. Orton would relieve me from all responsibility.

"Q. Then you refuse to produce the telegrams?

"A. Yes, sir; I must do so, according to my instructions.

"Q. You answer that you were subpoenaed to appear and produce telegrams sent by and received by parties named in this subpoena?

"A. Yes, sir.

"Q. Do you recollect whether William Pitt Kellogg is named in the subpoena?

"A. Yes, sir.

"Q. S. B. Packard?

"A. Yes, sir.

"Q. J. R. G. Pitkin?

"A. Yes, sir.

"Q. Henry C. Dibble?

"A. Yes, sir.

"Q. H. C. Warmoth and others?

"A. Yes, sir.

"By Mr. HURLBUT:

"Q. I understand you were served with a subpoena; at what time?

"A. At about two o'clock on the 13th.

"Q. Did you report the fact of such service to your superiors?

"A. I did.

"Q. Have you instructions from your superior officers in the telegraph company not to furnish the messages?

"A. Yes, sir.

"Q. In obedience to these orders you decline?

"A. Yes, sir.

"Q. Have you any written instructions—any formal instructions?

"A. I have no other instructions than what I have mentioned.

"Q. Telegraphic instructions?

"A. Yes, sir.

"Q. Have you a copy of that instruction?

"A. No, sir; but that is the purport of it, a dispatch from Mr. Orton saying he would assume the responsibility.

"The foregoing is a correct transcript of the proceedings of the committee in the matter of the failure and refusal of William Orton, president of the Western Union Telegraph Company, to appear and testify and to bring with him the telegrams in obedience to the *subpœna duces tecum* served upon him, together with letter of William Orton and such testimony of E. W. Barnes as by resolution and order of the committee I am directed to communicate to the House of Representatives.

"WM. R. MORRISON,

"*Chairman.*

"NEW ORLEANS, LA., December 27, 1876.

"Attest:

"R. W. HUNTER,
"Clerk Special Committee."

The same having been read, Mr. Hunton submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the Speaker of this House issue a writ under his hand and seal, attested by the Clerk, commanding the Sergeant-at-Arms, either by himself or his special deputy or a messenger, to arrest William Orton and bring him without delay to the bar of the House of Representatives, to answer for a breach of its privilege and a contempt of its authority in failing to appear and testify as a witness before the select committee, of which Hon. William R. Morrison is chairman, in obedience to a subpœna commanding him so to do, served upon him the 9th day of December, 1876, and also in refusing to bring before said committee certain papers as by said subpœna he was commanded, and to be dealt with as the law under the facts may require.

The previous question was seconded and the main question ordered; And being put, viz:

Will the House agree to the said resolution?

It was decided in the affirmative,	{	Yeas.....	160
		Nays.....	31
		Not voting ..	98

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Simeon B. Chittenden	Mr. Robert Hamilton	Mr. Franklin Landers
Thomas S. Ashe	John B. Clarke	John Hancock	George M. Landers
John D. C. Atkins	John B. Clark, jr.	Aug. A. Hardenbergh	William Lawrence
John C. Bagby	Elester Clymer	Benjamin W. Harris	William M. Levy
John H. Bagley, jr.	Alex. G. Cochrane	Henry R. Harris	Scott Lord
John H. Baker	Philip Cook	John T. Harris	John K. Luttrell
Nathaniel P. Banks	Jacob P. Cowan	Carter H. Harrison	William P. Lynde
Henry B. Banning	David B. Culberson	Julian Hartridge	Charles W. Milliken
Richard P. Bland	Augustus W. Cutler	William Hartzell	Roger Q. Mills
Archibald M. Bliss	Joseph J. Davis	Robert A. Hatcher	James Monroe
James H. Blount	Rezin A. DeBolt	William S. Haymond	Charles H. Morgan
Andrew R. Boone	George G. Dibrell	George W. Hendee	William Mutchler
Tani Bradford	George H. Durand	Thomas J. Henderson	Lawrence T. Neal
John M. Bright	Milton J. Durham	Ell J. Henkle	William J. O'Brien
John Young Brown	John R. Eden	Frank Hereford	N. Holmes Odell
Aylett H. Buckner	E. John Ellis	Abram S. Hewitt	Horace F. Page
Horatio C. Burchard	William H. Felton	Goldsmith W. Hewitt	Henry B. Payne
Samuel D. Burchard	Jease J. Finley	Benjamin H. Hill	John F. Phillips
John H. Burleigh	William M. Forney	George F. Hoar	Henry L. Pierce
George C. Cabell	Greenbury L. Fort	William S. Holman	William A. Piper
John H. Caldwell	Benjamin J. Franklin	Charles E. Hooker	Earley F. Poppleton
William P. Caldwell	William P. Frye	James H. Hopkins	Allen Potter
Alexander Campbell	Benoni S. Fuller	Andrew Humphreys	Joseph Powell
Milton A. Candler	Lucien C. Gause	Morton C. Hunter	David Rea
Joseph G. Cannon	Randall L. Gibson	Eppe Hunton	John H. Reagan
Nathan T. Carr	John Goode, jr.	John A. Hyman	John Reilly
George W. Cate	John R. Goodin	Edward C. Kehr	James B. Reilly
Bernard G. Caulfield	Thomas M. Gunter	Lucius Q. C. Lamar	Haywood Y. Eiddle

Mr. John Robbins	Mr. William A. J. Sparks	Mr. J. W. Throckmorton	Mr. W. C. Whitthorne
Charles B. Roberts	William M. Springer	John R. Tucker	Scott Wike
Sobiecki Ross	William H. Stanton	Jacob Turney	George Willard
John S. Savage	William S. Stenger	Robert B. Vance	Alpheus S. Williams
Alfred M. Scales	Adlai E. Stevenson	John T. Wait	James Williams
Gustave Schleicher	William H. Stone	Henry Waldron	Jere N. Williams
Julius H. Seelye	Thomas Swann	Gilbert C. Walker	Benjamin A. Willis
Otho R. Singleton	John K. Tarbox	Alexander S. Wallace	William W. Wilshire
William F. Slemmons	Frederick H. Teese	Ansel T. Walling	Benjamin Wilson
A. Herr Smith	William Terry	Levi Warner	Fernando Wood
William E. Smith	Philip F. Thomas	Henry Watterson	L. D. Woodworth
Milton I. Southard	Jacob M. Thornburgh	Erastus Wells	Jesse J. Yeates

Those who voted in the negative are—

Mr. Latimer W. Ballou	Mr. Jere Haralson	Mr. Samuel F. Miller	Mr. Jeremiah M. Rusk
Omar D. Conger	Solomon L. Hoge	Addison Oliver	John Q. Tufts
Samuel A. Dobbins	Jay A. Hubbell	Charles O'Neill	John W. Wallace
Mark H. Dunnell	Elbridge G. Lapham	John B. Packer	John D. White
Benjamin T. Eames	E. W. Leavenworth	William A. Phillips	Richard H. Whiting
James L. Evans	J. V. Le Moyne	Harris M. Plaisted	James Wilson
Chapman Freeman	Henry S. Magoon	Henry O. Pratt	Alan Wood, Jr.
James A. Garfield	George W. McCrary	Joseph H. Rainey	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. Levi Maish	Mr. Robert Smalls
Charles H. Adams	Edwin Flye	C. D. MacDougall	William B. Spencer
William B. Anderson	Charles Foster	James W. McDill	Horace B. Spratt
George A. Bagley	John M. Glover	William McFarland	Alex. H. Stephens
William H. Baker	Eugene Hale	John A. McMahon	William H. H. Stowell
Lyman K. Bass	Andrew H. Hamilton	Edwin R. Meade	Charles P. Thompson
George M. Beebe	Henry H. Hathorn	Henry B. Metcalfe	Martin I. Townsend
Samuel N. Bell	Charles Hays	Hernando D. Money	Washington Townsend
Jos. C. S. Blackburn	George G. Hoskins	William E. Morrison	Nelson H. Van Vorhes
Henry W. Blair	John F. House	Charles E. Nash	John L. Vance
Nathan B. Bradley	Frank H. Hurd	Jeptha D. New	Alfred M. Waddell
William R. Brown	Stephen A. Hurlbut	Nelson I. Norton	Charles C. B. Walker
Thomas J. Cason	George A. Jenks	James Phelps	William Walsh
Lucien B. Caswell	Frank Jones	Thomas C. Platt	Elijah Ward
Chester W. Chapin	Thomas L. Jones	William J. Purman	William W. Warren
Francis D. Collins	Charles H. Joyce	Americus V. Rice	G. Wiley Wells
Samuel S. Cox	John A. Kasson	William M. Robbins	William A. Wheeler
William W. Crapo	William D. Kelley	Milton S. Robinson	John O. Whitehouse
Lorenzo Crounse	Alanson M. Kimball	Miles Ross	Peter D. Wigginton
Lorenzo Danford	William S. King	Ezekiel S. Sampson	Andrew Williams
Chester B. Darrall	J. Proctor Knott	Milton Saylor	Charles G. Williams
John M. Davy	Lafayette Lane	John G. Schumaker	William B. Williams
Dudley C. Denison	Burwell B. Lewis	James Sheakley	William Woodburn
Beverly B. Douglas	John R. Lynch	C. H. Sinnickson	Casey Young
Albert G. Egbert	L. A. Mackey		

So the resolution was adopted.

The Speaker also laid before the House certain papers in relation to the pending investigation by the aforesaid committee; which were ordered to be printed in the Record.

Mr. Hutton submitted the following resolution; which, under the operation of the previous question, was read, considered, and agreed to, viz:

Resolved, That the reports just read and the accompanying papers be referred to the Committee on the Judiciary, with instructions to report to the House at the earliest practicable day what action, in their judgment, should be taken thereon.

Mr. Hutton moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the House of the following title, viz:

H. R. 4350. An act to abolish the board of commissioners of the Metropolitan police of the District of Columbia, and to transfer its duties to the Commissioners of the District of Columbia;

When

The Speaker signed the same.

A message in writing was received from the President of the United

States, by Mr. U. S. Grant, jr., one of his secretaries; which was handed in at the Speaker's table.

Subsequently,

The Speaker laid the said message before the House, viz:

To the House of Representatives:

In answer to the resolution of the House of Representatives of the 19th ultimo, I transmit herewith the report of the Secretary of State, together with the papers which accompanied it.

U. S. GRANT.

WASHINGTON, January 8, 1877.

To the President:

The Secretary of State, to whom was referred the resolution of the House of Representatives of the 19th ultimo, requesting the President, if not incompatible with the public interests, to transmit to that body all correspondence between this Government and the republic of Venezuela since the 15th day of May last in reference to the Venezuelan mixed commission, held under the convention of April 25, 1866, has the honor to submit herewith a copy of the papers mentioned in the subjoined list, which contains all the correspondence upon the subject since the date above referred to.

Respectfully submitted.

HAMILTON FISH.

DEPARTMENT OF STATE,

Washington, January 8, 1877.

The same having been read,

Ordered, That it be referred to the Committee on Foreign Affairs and printed.

The Speaker announced the appointment of Mr. Harrison as an additional member of the Committee on Enrolled Bills.

The Speaker then proceeded, as the regular order of business, to call the committees for reports,

When,

On motion of Mr. Cook, the Committee on Military Affairs was discharged from the further consideration of bills of the following titles and of sundry petitions, and the same were ordered to lie on the table, viz:

S. 828. An act for the relief of Peter Phillips.

H. R. 2621. A bill for the removal of the charge of desertion from William F. Buck, late private in Company B, Seventieth Regiment Ohio Volunteer Infantry.

H. R. 4133. A bill for the relief of James P. Carroll.

H. R. 2555. A bill to equalize the bounties of soldiers who served in the war for the suppression of the rebellion.

Petitions of B. R. Waller, E. A. Sellman and others, James Barry and others, and H. M. Johnston and others.

Mr. Cook, from the same committee, to which was referred the joint resolution of the House (H. Res. 173) granting permission to the officers and enlisted men of the Army and Navy to wear the medal badge adopted by the National Association of Veterans of the Mexican war on occasions of ceremony, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the said joint resolution be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Cook moved to reconsider the vote by which the joint resolution was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Alpheus S. Williams, from the same committee, to which was referred the joint resolution of the Senate (S. R. 29) extending the time for the making of a report by the Army commission created by the act of July 24, 1876, reported the same without amendment, with the recommendation that it do pass.

Ordered, That the said joint resolution be read a third time.

The resolution was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Williams moved to reconsider the vote by which the joint resolution was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Alpheus S. Williams, the same committee was discharged from the further consideration of Executive Document 16, second session Forty-fourth Congress, and the same was referred to the Committee on Appropriations.

On motion of Mr. Alpheus S. Williams, the same committee was discharged from the further consideration of bills of the House of the following titles, viz:

H. R. 3157. A bill for the relief of Second Lieutenant Lewis Merriam, Fourth Infantry, United States Army.

H. R. 4171. A bill for the relief of Alonzo W. Baker, late a private of Company A, Twenty-fourth Regiment of Wisconsin Volunteers.

Also, from the further consideration of the petition of Albert G. Peabody, jr.

Ordered, That the said bills and petition do lie on the table.

Mr. John Reilly, from the same committee, to which was referred the bill of the Senate (S. 453) to authorize the Vancouver Water Company to lay water-pipes through the Vancouver military reservation, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Banning, from the same committee, to which was referred the bill of the House (H. R. 4276) to authorize the appointment of a sergeant in the Signal Corps as a second lieutenant in the Army, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Banning moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Terry, from the same committee, to which was referred the bill of the House (H. R. 1237) for the relief of Benjamin Reynolds, with the amendments of the Senate thereto, reported the same, recommending concurrence in the said amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Terry moved to reconsider the vote by which the amendments of

the Senate were concurred in, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Terry, from the same committee, to which was referred the bill of the House (H. R. 2002) for the relief of the former occupants of the present military reservation at Point San José, in the city and county of San Francisco, reported the same with a substitute therefor; which bill, (H. R. 4388,) with the same title, was read twice.

The House having proceeded to its consideration,

Mr. Holman moved to strike out the last section; which motion was agreed to.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request concurrence of the Senate therein.

Mr. Terry moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Terry, from the same committee, to which was referred the bill of the Senate (S. 845) for the relief of W. H. Woodward, of Indiana, reported the same without amendment.

Mr. James Wilson made the point of order that the bill must receive its first consideration in a Committee of the Whole House.

The Speaker sustained the point of order, and the said bill was accordingly committed to a Committee of the Whole House and ordered to be printed.

Mr. Rusk, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 234) to allow a pension of \$37 per month to soldiers who have lost both an arm and a leg, reported the same with an amendment.

The House having proceeded to its consideration, the said amendment was agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said amendment.

Mr. Rusk moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Riddle, the same committee was discharged from the further consideration of the bill of the House (H. R. 3706) for the relief of William Bullard, and the same was laid upon the table.

Ordered, That the accompanying report be printed.

Mr. Rainey, from the same committee, to which was referred the bill of the House (H. R. 1952) granting a pension to Nathaniel Johnson Coffin, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Rainey, the same committee was discharged from the further consideration of bills of the House of the following titles, and the same were laid on the table, viz:

H. R. 3247. A bill granting a pension to John Etzell; and

H. H. 3429. A bill for the relief of Nancy Dixon.

Mr. Durham, from the Committee on the Revision of the Laws, to which was referred the bill of the Senate (S. 739) to amend section 5457

of the Revised Statutes of the United States, relating to counterfeiting, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Durham moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. O'Brien, from the Committee on Coinage, Weights, and Measures, to which was referred the joint resolution of the Senate (S. R. 16) to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative values of gold and silver, reported the same with an amendment.

The House having proceeded to its consideration,

Mr. Fort made the point of order that the bill must receive its first consideration in a Committee of the Whole House.

The Speaker overruled the point of order, on the ground that the bill did not on its face involve an appropriation.

The question then recurring on the amendment reported by the committee, the same was agreed to.

The question then recurred on ordering the joint resolution, as amended, to be read a third time;

When

The morning hour expired.

The regular order being demanded, the Speaker announced the same to be the consideration of the bill of the House (H. R. 2263) for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio, as the special order after the morning hour.

The House thereupon proceeded to the consideration of the said bill.

After debate thereon,

Mr. Holman, at 4 o'clock and 10 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Anderson, for ten days.

To Mr. Caswell, indefinite.

The Speaker, by unanimous consent, laid before the House the following executive communications; which were severally referred as follows, viz :

I. A letter from the Secretary of War, transmitting a statement of the disposition of United States troops as called for by the resolution of December 18th ultimo to the Committee on Military Affairs.

II. A letter from the Secretary of War, transmitting papers in relation to the claim of D. Davis for improving the Hudson River, to the Committee on Commerce.

III. A letter from the Secretary of State, transmitting a statement of persons employed and salaries paid to same in his Department for the year 1876, to the Committee on Appropriations and ordered to be printed.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

WEDNESDAY, JANUARY 10, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Hale : The petition of S. B. Kelley, guardian of the heirs of Thomas McGuire, deceased, that they be granted a pension, to the Committee on Invalid Pensions.

By Mr. William M. Robbins : Joint resolution of the general assembly of North Carolina, favoring the fixing of a uniform rate of interest throughout the Union, to the Committee of Ways and Means.

By Mr. Terry : The petition of John Kelley, of Harrisonburgh, Virginia, for compensation for property taken and used by the United States Army, his claim having been rejected by the Southern Claims Commission, to the Committee on War-Claims.

By Mr. Alpheus S. Williams : The petition of Philetus Birch, a soldier in the Mexican war, for a pension, to the Committee on Invalid Pensions.

By Mr. Andrew Williams : The petition of W. W. Wood, E. M. Seymour, and other citizens of New York, for cheap telegraphy ;

Also, the petition of G. T. Treadway, G. E. Thomas, and other citizens of New York, of similar import ;

to the Committee on the Post-Office and Post-Roads.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the House of the following titles, viz :

H. R. 732. An act reerring the claim of the owners of the schooner Flight to the Court of Claims.

H. R. 735. An act for the relief of Philip Pendleton.

H. R. 2041. An act to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead-entries.

H. R. 2260. An act providing for the sale of saline lands.

H. R. 4116. An act to change the name of the steamship Whirlwind to that of Arcadia.

H. R. 4272. An act authorizing the use of certain funds now in the Treasury belonging to the Osage Indians.

Mr. Henry R. Harris, from the same committee, reported that the said committee had examined and found truly enrolled a bill and joint resolution of the House of the following titles, viz :

H. R. 1237. An act for the relief of Benjamin F. Reynolds ;

H. Res. 169. Joint resolution authorizing the Secretary of War to supply blankets to the Reform School in the District of Columbia ;

When

The Speaker signed the same.

By unanimous consent, Mr. Banks was excused from further service on the select committee to investigate certain charges against the late or present board of police commissioners of the District of Columbia.

Subsequently,

The Speaker appointed Mr. Davy to fill the vacancy thereby occasioned.

Mr. Southard, by unanimous consent, from the Committee on the Territories, submitted a report in writing to accompany the bill of the House (H. R. 3922) to provide for the organization of the Territory of Oklahoma, and for the better protection of the Indian tribes therein.

Mr. Fort, by unanimous consent, submitted the views of the minority of the said committee on the said bill ; which, with the report of the committee, was ordered to be printed and committed to the Committee of the Whole House on the state of the Union.

Mr. Kidder, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 3880) to authorize the resurvey of lands where the surveys are fraudulent, erroneous, or obliterated, and to legalize a certain resurvey, reported the same with amendments.

Ordered, That the said bill and amendments be printed and recommitted to the said committee, not to be brought back on a motion to reconsider.

On motion of Mr. Durham, by unanimous consent, the special order for to day after the morning hour in the Committee of the Whole House on the state of the Union (H. R. 3792) was continued from day to day until the said bill shall be disposed of.

Mr. Whitthorne, by unanimous consent, from the Committee on Naval Affairs, to which was referred the bill of the House (H. R. 2208) to authorize the formation of a mixed commission to inquire and report as to the future naval policy of the Government of the United States, reported the same with a substitute therefor; which bill, (H. R. 4389,) with the same title, was read twice, made the special order for Tuesday, January 23, after the morning hour, and from day to day thereafter until disposed of, not to interfere with the general appropriation bills.

Mr. Hunton, by unanimous consent, presented the memorial of James W. Green, praying Congress to propose constitutional amendments concerning the executive office and counting the electoral vote; which was ordered to be printed and referred to the Committee on the Judiciary, not to be brought back into the House on a motion to reconsider.

On motion of Mr. McCrary, by unanimous consent, the bill of the Senate (S. 155) to amend sections 533, 556, 571, 572 of the Revised Statutes of the United States, relating to courts in Arkansas and other States, with amendments of the House thereto disagreed to by the Senate, was taken from the Speaker's table and referred to the Committee on the Judiciary, not to be brought back into the House upon a motion to reconsider.

Mr. Robert B. Vance, by unanimous consent, presented a resolution of the general assembly of the State of North Carolina, in relation to the rate of interest to be charged by national banks; which was referred to the Committee on Banking and Currency and ordered to be printed.

Mr. John Robbins, by unanimous consent, introduced a bill (H. R. 4390) authorizing the appointment of Acting Passed Assistant Surgeon Francis V. Greene and of Acting Passed Assistant Surgeon Joseph J. Sowerby as assistant surgeons in the Navy; which was read twice, referred to the Committee on Naval Affairs, and ordered to be printed.

Mr. Banning, by unanimous consent, from the Committee on Military Affairs, to which was referred the letter of the Secretary of War, transmitting a statement of the present disposition of United States troops, reported the same; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House by a motion to reconsider.

The regular order being demanded, the Speaker announced the regular order of business to be the further consideration of the bill of the House (H. R. 2263) for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio, pending at the hour of adjournment yesterday.

The House having resumed its consideration,
After debate,

Mr. Reagan demanded the previous question; which was seconded and the main question ordered to be put.

When

Mr. Reagan rose, and was proceeding to further debate the said bill; When

Mr. Saylor made the point of order that Mr. Reagan, having already consumed an hour in opening the debate upon the pending bill, was not entitled to another hour to close it.

The Speaker sustained the point of order.

After debate, by unanimous consent,

On motion of Mr. Springer, by unanimous consent,

Ordered, That the debate on the pending bill be continued for half an hour, when any member desiring to take an appeal from the decision of the Chair may be permitted to do so.

At the expiration of the time, as above ordered,

The bill was ordered to be engrossed and read a third time.

Being engrossed, it was accordingly read the third time.

The question was then put,

Shall the bill pass?

And it was decided in the negative,	{	Yeas	74
		Nays	133
		Not voting	82

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Augustus W. Cutler	Mr. Robert A. Hatcher	Mr. Alfred M. Scales
Thomas S. Ashe	Rezin A. DeBolt	Goldsmith W. Hewitt	James Sheakley
John D. C. Atkins	George G. Dibrell	George G. Hoskins	Otho R. Singleton
James H. Blount	Samuel A. Dobbins	Eppa Hunton	William H. Stanton
Andrew R. Boone	Mark H. Dunnell	John A. Hyman	William S. Stenger
Taul Bradford	George H. Durand	Frank Jones	Adlai E. Stevenson
Nathan B. Bradley	Milton J. Durham	Franklin Landers	William H. Stone
John Young Brown	John R. Eden	Scott Lord	John K. Tarbox
Aylett H. Buckner	James L. Evans	Charles W. Milliken	Philip F. Thomas
George C. Cabell	Jesse J. Finley	Roger Q. Mills	Jacob M. Thornburgh
John H. Caldwell	William H. Forney	William Mutchler	Robert B. Vance
William P. Caldwell	Greenbury L. Fort	Lawrence T. Neal	John D. White
Alexander Campbell	Chapman Freeman	William J. O'Brien	Richard H. Whiting
Milton A. Candler	Thomas M. Gunter	Joseph Powell	W. C. Whitthorne
Joseph G. Cannon	John Hancock	John H. Reagan	James Williams
Nathan T. Carr	Henry R. Harris	Haywood Y. Riddle	William B. Williams
Bernard G. Canfield	John T. Harris	Charles B. Roberts	L. D. Woodworth
John B. Clarke	Carter H. Harrison	Sobieski Ross	Jesse J. Yeates
Philip Cook	William Hartzell		

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Edwin Flye	Mr. Edward C. Kehr	Mr. David Rea
Charles H. Adams	Charles Foster	Alanson M. Kimball	John Reilly
John C. Bagby	Benjamin J. Franklin	Lucius Q. C. Lamar	James B. Reilly
John H. Baker	William P. Frye	George M. Landers	John Robbins
Latimer W. Ballou	Benoni S. Fuller	Lafayette Lane	William M. Robbins
Henry B. Banning	James A. Garfield	Elbridge G. Lapham	Jeremiah M. Rusk
Samuel N. Bell	John Goode, Jr.	William Lawrence	Ezekiel S. Sampson
Richard P. Bland	John R. Goodin	J. V. Le Moynes	John S. Savage
Archibald M. Bliss	Eugene Hale	William M. Levy	Milton Saylor
John M. Bright	Andrew H. Hamilton	John R. Lynch	Gustave Schleicher
William R. Brown	Robert Hamilton	William P. Lynde	Julius H. Seelye
Horatio C. Burchard	Jere Haralson	Henry S. Magoon	C. H. Sinnickson
Samuel D. Burchard	Aug. A. Hardenbergh	Levi Malish	William F. Slemmons
John H. Burleigh	Benjamin W. Harris	Samuel F. Miller	Robert Smalls
Thomas J. Cason	Julian Hartridge	James Monroe	A. Herr Smith
George W. Cate	William S. Haymond	Charles H. Morgan	William E. Smith
Simeon B. Chittenden	Thomas J. Henderson	Nelson I. Norton	William A. J. Sparks
Heister Clymer	Eli J. Henkle	Adilson Oliver	William M. Springer
Alex. G. Cochrane	Abram S. Hewitt	Charles O'Neill	William H. H. Stowell
Omar D. Conger	Solomon L. Hoge	John B. Packer	Thomas Swann
Jacob P. Cowan	William S. Holman	Horace F. Page	Frederick H. Teese
William W. Crapo	Charles E. Hooker	John F. Phillips	William Terry
David B. Culbertson	James H. Hopkins	William A. Phillips	Charles P. Thompson
Joseph J. Davis	Jay A. Hubbell	Henry L. Pierce	J. W. Throckmorton
John M. Davy	Andrew Humphreys	William A. Piper	Martin I. Townsend
Dudley C. Denison	Morton C. Hunter	Harris M. Plaisted	John Q. Tufts
Benjamin T. Eames	Frank H. Hurd	Henry O. Pratt	Jacob Turney
William H. Felton	John A. Kasson	Joseph H. Rainey	Nelson H. Van Vorhes

Mr. John L. Vance	Mr. William W. Warren	Mr. Andrew Williams	Mr. William W. Wilshire
John T. Wait	Erastus Wells	Alpheus S. Williams	Benjamin Wilson
Henry Waldron	Peter D. Wigginton	Charles G. Williams	James Wilson
Alexander S. Wallace	Scott Wike	Jere N. Williams	Alan Wood, jr.
John W. Wallace	George Willard	Benjamin A. Willis	Casey Young.
Levi Warner			

Those not voting are—

Mr. William B. Anderson	Mr. Lucien C. Gause	Mr. C. D. MacDougall	Mr. Miles Ross
George A. Bagley	Randall L. Gibson	George W. McCrary	John G. Schumaker
John H. Bagley, jr.	John M. Glover	James W. McDill	Milton I. Southard
William H. Baker	Henry H. Hathorn	William McFarland	William B. Spencer
Nathaniel P. Banks	Charles Hays	John A. McMahon	Horace B. Strait
Lyman K. Bass	George W. Hendee	Edwin R. Meade	Alex. H. Stephens
George M. Beebe	Frank Hereford	Henry B. Metcalfe	Washington Townsend
Joa. C. S. Blackburn	Benjamin H. Hill	Hernando D. Money	John R. Tucker
Henry W. Blair	George F. Hoar	William R. Morrison	Alfred M. Waddell
Lucien B. Caswell	John F. House	Charles E. Nash	Charles C. B. Walker
Chester W. Chapin	Stephen A. Hurlbut	Jephtha D. New	Gilbert C. Walker
John B. Clark, jr.	George A. Jenks	N. Holmes Odell	Ansel T. Walling
Francis D. Collins	Thomas L. Jones	Henry B. Payne	William Walsh
Samuel S. Cox	Charles H. Joyce	James Phelps	Elijah Ward
Lorenzo Crounse	William D. Kelley	Thomas C. Platt	Henry Watterson
Lorenzo Danford	William S. King	Earley F. Poppleton	G. Wiley Wells
Chester B. Darrall	J. Proctor Knott	Allen Potter	William A. Wheeler
Beverly B. Douglass	E. W. Leavenworth	William J. Purman	John O. Whitehouse
Albert G. Egbert	Burwell B. Lewis	Americus V. Rice	Fernando Wood
E. John Ellis	John K. Luttrell	Milton S. Robinson	William Woodburn.
Charles J. Faulkner	L. A. Mackey		

So the bill was rejected.

Mr. Saylor moved to reconsider the vote by which the bill was rejected, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The regular order being demanded, the Speaker proceeded to call the committees for reports, and announced, as the first business in order under the said call, the unfinished business of the last morning hour, the joint resolution of the Senate (S. R. 16) to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative values of gold and silver, the pending question being upon ordering the said joint resolution to be read a third time.

The House having proceeded to its consideration,

The question was put,

Shall the joint resolution be read a third time ?

And it was decided in the affirmative.

The question was then put,

Shall the joint resolution pass ?

And it was decided in the negative.

Mr. O'Brien moved to reconsider the vote last taken ; and after debate thereon, and pending said motion,

The morning hour expired.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed bills of the following titles, viz :

S. 974. An act for the relief of Francis Guilbeau, of San Antonio, Texas ; and

S. 1113. An act to authorize the taking of certain parcels of land for the public use at the intersection of Pennsylvania and Maryland avenues, on the west front of the Capitol grounds ; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference upon the disagreeing votes of the two houses upon the amendments of the House to the bill of the Senate S. 842.

Mr. Springer, by unanimous consent, introduced a joint resolution (H. Res. 181) authorizing the Public Printer to bind in cloth the reserve and stitched copies of the House compilation entitled the Counting the

Electoral Vote; which was read twice, ordered to be engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Springer moved to reconsider the vote by which the joint resolution was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Singleton, the House then resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Caulfield reported that the committee, having had under consideration the bill of the House (H. R. 4251,) (consular and diplomatic appropriations,) had come to no resolution thereon.

Mr. Banning, at 4 o'clock and 30 minutes p. m., moved that the House adjourn.

Pending which,

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills and a joint resolution of the following titles:

S. 453. An act to authorize the Vancouver Water Company to lay water-pipes through the Fort Vancouver military reservation;

S. 739. An act to amend section 5475 of the Revised Statutes of the United States, relating to counterfeiting coin; and

S. R. 29. Joint resolution extending the time for the making of a report by the Army commission created by the act of July 24, 1876;

When

The Speaker signed the same.

By unanimous consent, leave of absence for eight days was granted to Mr. Hereford.

And then

The motion of Mr. Banning was agreed to, and the House accordingly adjourned.

THURSDAY, JANUARY 11, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: The petition of Dr. George McCoy, acting assistant surgeon United States Army, for a pension, on account of disability incurred in the line of his duty, to the Committee on Military Affairs.

By Mr. George A. Bagley: The petition of citizens of Lewis County, New York, for the purchase and operation of the telegraph-lines of the country by the Government, to the Committee on the Post-Office and Post-Roads.

By Mr. Horatio C. Burchard: The petition of George C. Criely and other citizens of Iowa, for an investigation of the Des Moines River land-grant, to the Committee on Railways and Canals.

By Mr. Durham: The petition of Mary Riley, mother of George Ward, deceased, late a private in Company C, Fifth Regiment, Kentucky Volunteer Infantry, for a pension, to the Committee on Invalid Pensions.

By Mr. Foster: The petition of L. G. Martin and George N. Lamphere, for compensation for additional services in the office of the Secretary of the Treasury, to the Committee on Appropriations.

By Mr. Hendee: The petition of Messrs. Strong & Ross, of Vermont, for an extension of a patent for improvements in weighing-scales, to the Committee on Patents.

By Mr. Henkle: Memorial of Anna Maria Briscoe, widow of General

George W. Briscoe, of the Nineteenth Regiment Maryland Volunteers in the war of 1812, for a pension, to the Committee on Invalid Pensions.

By Mr. Holman: A paper relating to the establishment of a post-route from Aurora to Hartford, Indiana, to the Committee on the Post-Office and Post-Roads.

By Mr. Hopkins: The petition of citizens of Pittsburgh, Pennsylvania, for the improvement of the Youghiogheuy River, to the Committee on Commerce.

By Mr. Lord: The petition of R. P. Buck, of Brooklyn, New York, administrator of the estate of Franklin Spofford, deceased, for an increase of interest on claims allowed by the Court of Alabama Claims;

Also, the petition of Brett, Son & Co., of New York, of similar import;

Also, the petition of Oliver Bulkley, of Connecticut, administrator &c., and Lathrop L. S. Clearman, of New York, of similar import;

Also, the petition of D. T. Trundy, of Brooklyn, New York, of similar import;

to the Committee on the Judiciary.

Also, the petition of Charles James, G. N. Bowman, Samuel Harwood, S. Godley, J. B. Fuller, Elijah Drake, V. B. Perry, W. H. Buell, and other business men of Holley, Orleans County, New York, of both political parties, expressing satisfaction in the appointment of conference committees to consider the mode of counting the ballots for President and Vice-President, and earnestly asking that all party considerations may be thrown aside;

By Mr. A. Herr Smith: The petition of citizens of Lancaster, Pennsylvania, that the investigation of the recent presidential election shall be fair, and for an amendment to the Constitution to prevent a recurrence of existing evils;

to the Committee on Counting the Electoral Vote.

By Mr. Strait: The petition of Joseph Bobleter and 72 others, of Minnesota, for cheap telegraphy;

By Mr. Turney: The petition of citizens of Westmoreland County, Pennsylvania, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Warren: The petition of H. M. Whitney, for a change of the name of the propeller Ella Knight to that of City of Gloucester, to the Committee on Commerce.

By Mr. Jeremiah N. Williams: The petition of J. W. Tucker and other citizens of Alabama, for a post-route from Lake City, Covington County, via Alford's Mills, to Geneva, Geneva County, Alabama, to the Committee on the Post-Office and Post-Roads.

Mr. Abram S. Hewitt, as a question of privilege, presented the credentials of Mr. David Dudley Field as a Representative from the seventh congressional district of the State of New York;

When

Mr. Field appeared, and, having taken the oath of office prescribed by section 1756 of the Revised Statutes of the United States, took his seat in the House as Representative from the said seventh congressional district of the State of New York.

Mr. Hunter, by unanimous consent, introduced a joint resolution (H. Res. 182) providing a mode for counting the electoral vote in February next; which was read twice, referred to the Select Committee on the Counting of the Electoral Votes for President and Vice-President, and ordered to be printed and also printed in the Record.

Mr. Lattrell, by unanimous consent, submitted a resolution in reference to the same subject; which was referred to the Select Committee

on the Counting of the Electoral Votes for President and Vice-President, and ordered to be printed in the Record.

Mr. Walling, by unanimous consent, introduced a bill (H. R. 4391) granting a pension to Jonas A. Bigelow, Company K, Fourteenth Regiment Ohio Volunteer Infantry; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

On motion of Mr. Southard, by unanimous consent, the Committee on the Territories was discharged from the further consideration of the bill of the Senate (S. 538) to create an additional land-district in the Territory of Idaho; and the same was referred to the Committee on the Public Lands.

On motion of Mr. Caulfield, by unanimous consent, the Committee on Expenditures in the Department of Justice was discharged from the further consideration of the bill of the House (H. R. 3652) for the relief of James L. High, and the same was referred to the Committee of Claims.

Mr. Lawrence, by unanimous consent, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 2043) to improve the law in relation to dower in the District of Columbia, with the amendment of the Senate thereto, reported the same, recommending non-concurrence in the said amendment.

Ordered, That the said amendment be disagreed to, and that a conference be requested with the Senate on the disagreeing votes of the two houses on the said bill.

Ordered, That Mr. Lawrence, Mr. Lynde, and Mr. Lord be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Singleton, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Caulfield reported that the committee, having under consideration the bill of the House (H. R. 4251) making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes, had directed him to report the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Singleton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed a bill and joint resolutions of the House of the following titles, viz:

H. R. 2835. An act for the relief of R. J. Henderson;

H. Res. 171. Joint resolution in reference to the congratulations from the republic of Pretoria, South Africa;

H. Res. 172. Joint resolution relating to congratulations from the Argentine Republic; without amendment.

The Senate have passed a bill of the following title, viz:

S. 993. An act for the relief of Admiral Charles Wilkes; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed a bill of the House of the following title, viz:

H. R. 4307. An act making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate insist upon their amendments to the bill of the House (H. R. 3628) establishing post-routes, disagreed to by the House of Representatives, and ask a conference with the House of Representatives on the disagreeing votes of the two houses thereon, and have appointed Mr. Hamlin, Mr. Paddock, and Mr. Maxey as the managers at the said conference on the part of the Senate.

And then,

On motion of Mr. Clymer, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Turney reported that the committee, having had under consideration the bill of the House (H. R. 4306) making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes, had directed him to report the same with amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Clymer moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendment of the House to the bill of the Senate (S. 842) authorizing the commissioners of the District of Columbia to remove the jail on Judiciary Square to grounds near to the Washington Asylum for the use of the District, submitted the following report, viz:

The committee of conference on the disagreeing votes of the two houses on the amendment of the House to the bill (S. 842) authorizing the commissioners of the District of Columbia to remove the jail on Judiciary Square to grounds near to the Washington Asylum for the use of the District, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its amendment and agree to the Senate bill; and that the Senate agree to the same.

WM. S. HOLMAN,

A. M. KIMBALL,

CASEY YOUNG,

Managers on the part of the House.

JUSTIN S. MORRILL,

A. S. PADDOCK,

Managers on the part of the Senate.

The same having been read,

Mr. Holman demanded the previous question thereon; which was sec-

onded and the main question ordered and put, and under the operation thereof the said report was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of the Interior, transmitting the claim of the recorder of deeds for the District of Columbia for reimbursement of money expended by him for record-books; which was referred to the Committee on Claims.

On motion of Mr. Foster, by unanimous consent, the bill of the House (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes, with the amendments of the Senate thereto, was taken from the Speaker's table and referred to the Committee on Appropriations, not to come back into the House on a motion to reconsider.

On motion of Mr. Thompson, by unanimous consent,

Ordered, That the testimony taken by the select committee to investigate the recent election in the State of Florida be printed.

The regular order being demanded, the Speaker proceeded to call the committees for reports, and announced as the first business in order the further consideration of the joint resolution of the Senate (S. R. 16) to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative values of gold and silver, the pending question being the motion of Mr. O'Brien to reconsider the vote whereby the House rejected the said joint resolution;

When,

On motion by Mr. O'Brien, by unanimous consent, the further consideration of the said joint resolution was postponed until the next morning hour, subject to the unfluished business, if any, of the present morning hour.

Mr. Willard, by unanimous consent, submitted an amendment, in the nature of a substitute, to the said joint resolution; which was ordered to be printed and also printed in the Record.

On motion of Mr. O'Brien, the Committee on Coinage, Weights, and Measures was discharged from the further consideration of bills of the House of the following titles, and the same were ordered to lie on the table, viz:

H. R. 658. A bill to amend the coinage act of 1873.

H. R. 3159. A bill to authorize the coinage of "centennial coins," and for other purposes.

Mr. Fernando Wood, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 4250) to provide remedies for overcharge of duties on imports, reported the same with amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Watterson, from the same committee, to which was referred the

bill of the House (H. R. 4262) for the relief of W. N. Haldeman, reported the same without amendment, accompanied by a report in writing thereon.

Mr. Stone made the point of order that the said bill must receive its first consideration in a Committee of the Whole House.

The Speaker sustained the point of order, and the said bill and report were accordingly committed to a Committee of the Whole House and ordered to be printed.

Mr. Watterson, at 4 o'clock and 10 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. Douglas, for three days.

To Mr. James B. Reilly, for one week.

And then

The motion of Mr. Watterson was agreed to, and the House accordingly adjourned.

FRIDAY, JANUARY 12, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Banning: Memorial of B. H. Cheever, for the insertion of a proviso to Senate bill No. 1044, appropriating moneys to pay the claim of A. G. Sloo, that one-half of the amount appropriated be retained in the Treasury until the rights of the assignees and personal representatives of said Sloo thereto are adjusted, to the Committee on the Judiciary.

By Mr. Burleigh: The petition of A. K. Shurtleff and other citizens of Portland, Maine, for a reduction of the taxes on deposits, circulation, and capital of banks, to the Committee of Ways and Means.

By Mr. Crapo: The petition of George F. Bartlett, for an American register for the English bark W. A. Farnsworth and for a change of its name, to the Committee on Commerce.

Also, the petition of C. W. Underwood and other citizens of Massachusetts, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, memorial of Alexander Sutorius, late captain Third United States Cavalry, for re-instatement as captain of cavalry in the United States Army, to the Committee on Military Affairs.

By Mr. Hopkins: Memorial of the Chamber of Commerce of Pittsburgh, Pennsylvania, for an appropriation for the improvement of the Youghiogheny water-route to the seaboard, to the Committee on Commerce.

By Mr. Lapham: A letter from the Commissioner of Pensions, relating to the petition of Elizabeth Reese for a pension, to the Committee on Invalid Pensions.

By Mr. Mackey: The petition of citizens of Elk County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: Memorial of citizens of Philadelphia, suggesting that the solution of the presidential question may be harmonious, to the Committee on Counting the Electoral Vote.

By Mr. Roberts: The petition of Alexander M. Templeton, of Havre de Grace, Maryland, for additional compensation for services rendered and for losses incurred while a spy in the service of the United States Army, to the Committee on War-Claims.

By Mr. Strait: Resolutions of the Board of Trade of Minneapolis,

Minnesota, for the establishment of a post-route and military road from Fort Lincoln to Deadwood City, in the Black Hills, to the Committee on the Post-Office and Post-Roads.

By Mr. Alexander S. Wallace : The petition of Alexander Mattison, for pay for services as a United States revenue officer in South Carolina, to the Committee of Claims.

Mr. Tarbox, by unanimous consent, presented a memorial of citizens of Lawrence, Massachusetts, in regard to the presidential dispute; which was referred to the Select Committee on Counting the Electoral Vote for President and Vice-President.

Mr. Fort, by unanimous consent, from the Committee of Accounts, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Expenditures in the Treasury Department be allowed a special clerk for the remainder of the session, to be appointed by the chairman thereof, and to receive the same compensation as the clerks of the regular committees.

Mr. Bradley, by unanimous consent, introduced a bill (H. R. 4392) making appropriations for continuing improvements upon certain harbors in Michigan; which was read twice, referred to the Committee on Commerce, and ordered to be printed.

The Speaker then proceeded, as the regular order of business, to call the committees for reports of a private nature,

When

Mr. Bagby, from the Committee on Invalid Pensions, to which was referred bills of the House of the following titles, viz:

H. R. 2742. A bill granting a pension to Cynthia A. Mizelle, of Bertie County, North Carolina;

H. R. 3972. A bill granting a pension to Catherine Brennan; reported the same without amendment, accompanied by reports in writing thereon.

Ordered, That the said bills and reports be committed to a Committee of the Whole House and printed.

On motion of Mr. Bagby, the same committee was discharged from the further consideration of the bill of the House of the following title, and the same was laid on the table, viz:

H. R. 3710. A bill granting a pension to Martin V. Day, of Massac County, Illinois.

Ordered; That the accompanying report be printed.

Mr. Rainey, from the same committee, to which was referred the bill of the House (H. R. 1313) granting a pension to John C. Fenscke, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Sinnickson, the same committee was discharged from the further consideration of the petition of Adeline Davis, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Sinnickson, from the same committee, to which was referred the bill of the House (H. R. 2300) granting a pension to Margaret C. Bell, with the amendment of the Senate thereto, reported the same, recommending concurrence in the said amendment.

The House having proceeded to its consideration,

The said amendment was concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Sinnickson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Riddle, from the same committee, reported a bill (H. R. 4393) to restore to the pension-rolls Mrs. Elizabeth Fulks, widow of Eleanah Fulks, of Company A, Ninth Regiment Tennessee Cavalry, accompanied by a report in writing thereon.

Ordered, That the bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. Riddle, the same committee was discharged from the further consideration of bills of the House of the following titles, and the same were laid on the table, viz :

H. R. 3550. A bill granting a pension to Mrs. Betsy Ann Fry, widow of Captain Alfred Fry, of Company A, Seventy-third Regiment Indiana Volunteers.

H. R. 3089. A bill granting a pension to Mrs. G. A. Dennis, widow of Abraham Dennis, captain of Company D, Second Regiment of Indiana Volunteers, in the war with Mexico.

H. R. 3708. A bill granting a pension to Enoch L. Folsom, of Lake County, Indiana.

Mr. Goldsmith W. Hewitt, from the same committee, reported a bill (H. R. 4394) granting a pension to Jacob B. Powers, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. Humphreys, the Committee of Accounts was discharged from the further consideration of the following resolution, and the same was referred to the Committee on Appropriations, viz :

Resolved, That the Clerk of the House be authorized and required to pay John W. Jennings, late assistant doorkeeper, his salary as such officer from the date of his discharge, September 15, 1876, up to the day of the meeting of the second session of the Forty-fourth Congress, the 4th of December, 1876.

Mr. Bradley, from the Committee of Claims, reported a bill (H. R. 4395) for the relief of George C. Jenks, of New York, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. Bradley, the same committee was discharged from the further consideration of the petition of Milton B. Duffield, and the same was laid on the table.

Mr. Pratt, from the same committee, to which was referred the bill of the House (H. R. 3305) for the relief of Mrs. Sarah B. Franklin, reported the same with an amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Tarbox, from the same committee, to which was referred bills of the following titles, viz :

S. 436. An act for the relief of the legal representatives of William S. Robinson, of Malden, Massachusetts; and

H. R. 4035. A bill for the relief of Julius S. Bohrer, United States Navy;

reported the same, the first without and the last-named bill with an amendment, accompanied by reports in writing thereon.

Ordered, That the said bills and reports be committed to a Committee of the Whole House and printed.

Mr. Tufts, from the same committee, to which was referred the bill of of the House (H. R. 2142) to authorize the Secretary of the Interior to invest in the bonds of the United States the unexpended balance of the money appropriated to the L'Anse and Vieux de Sert bands of Indians of Lake Superior, reported the same with an amendment.

The House having proceeded to its consideration, the said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, it was accordingly read the third time and passed.

Mr. Tufts moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Willis, the Committee on Naval Affairs was discharged from the further consideration of bills of the House of the following titles, and the same were laid on the table, viz :

H. R. 4005. A bill for the relief of Henry Hoover.

H. R. 3947. A bill for the relief L. L. Reamey, United States Navy.

H. R. 1037. A bill to appropriate \$136,597 for necessary improvements at Mare Island navy-yard, Vallejo, California.

H. R. 2603. A bill for the relief of the administrator of Samuel T. Anderson, of Baltimore.

H. R. 4203. A bill for the relief of the legal representatives of Charles W. McCord and Reuben McCord.

Also, from the further consideration of the petition of John S. Galaher, jr., and the same was ordered to lie on the table.

The Speaker, by unanimous consent, laid before the House resolutions of the board of trade of Portland, Oregon, asking an appropriation for the improvement of the Willamette and Columbia Rivers; which were referred to the Committee on Commerce.

Also, a resolution of the same board, asking favorable legislation for the Northern Pacific Railroad, to the Committee on the Pacific Railroad.

And then,

On motion of Mr. Bright, the House resolved itself into a Committee of the Whole House; and after some time spent therein the Speaker resumed the chair, and Mr. James Wilson reported that the committee, having had under consideration the Private Calendar, had come to no resolution.

Mr. Knott, as a question of privilege, from the Committee on the Judiciary, to which was referred the report of the Select Committee to Investigate the Recent Election in the State of Louisiana in relation to the refusal of a witness, E. W. Barnes, to obey the order of the said committee, submitted a report in writing thereon, (which was ordered to be printed,) accompanied by the following resolution, viz :

Resolved, That E. W. Barnes be required to produce to the select committee of which Hon. William R. Morrison is chairman the telegrams mentioned in the subpoena which had not been sent to Mobile by order of the superintendent before the service of the subpoena upon him on the 13th of December, 1876.

Resolved, That said Barnes be again brought to the bar of the House, and the Speaker then demand of him if he is now willing to produce to said committee the telegrams mentioned in the subpoena which had not been sent by him to Mobile before the 13th of December, 1876, when the subpoena was served on him, and whether he will do so.

Resolved, That if said Barnes shall answer that he is now willing to produce said telegrams to said committee and promises to do so, that he be allowed to do so without unnecessary delay, and upon so doing he shall be discharged from custody.

Mr. Knott demanded the previous question thereon; which was seconded and the main question ordered, and under the operation thereof the said resolution was agreed to.

Mr. Knott moved to reconsider the vote by which the resolutions were adopted, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

The Sergeant-at-Arms thereupon appeared at the bar of the House, having in custody E. W. Barnes, alleged to be in contempt of the privileges of the House.

The Speaker then propounded the following question to the said Barnes:

Mr. Barnes, are you now willing to produce before the committee sitting in New Orleans, of which William R. Morrison is chairman, the telegrams mentioned in the subpoena which had not been sent by you to Mobile before the 13th day of December, 1876, when the subpoena was served upon you?

The said Barnes thereupon made reply as follows, viz:

Mr. Speaker, when I left New Orleans I was necessarily superseded, being under heavy bonds and being unwilling to be responsible for the money and business of the office when not personally present; I am therefore not at present in control of anything or any messages in the New Orleans office. Should I come in possession of the messages again, and should there prove to be any such messages there as are described in the subpoena, I will willingly produce them.

After debate,

Mr. Knott submitted the following resolution, viz:

Resolved, That the answer made by the witness E. W. Barnes to the questions propounded to him by the Speaker under the resolution of the House is not deemed sufficient; and that he be remanded to the custody of the Sergeant-at-Arms, and by him closely kept until he shall produce to the committee all telegrams demanded from him and be discharged from custody by order of the House.

Mr. Knott demanded the previous question thereon;

Pending which,

On motion of Mr. Caulfield, by unanimous consent, the said Barnes was permitted to make further answer; which is as follows, viz:

I intended my answer to be such as the resolution seemed to me to require. I thought it proper in candor to inform the House as to my present circumstances. I am entirely willing to produce the messages, and will do so if I can.

After debate,

Mr. Knott withdrew the resolution previously offered by him and submitted the following resolution in lieu thereof, and demanded the previous question thereon, viz:

Resolved, That the answer of E. W. Barnes, the witness, to the questions propounded to him by the Speaker in obedience to the resolution of the House is not deemed sufficient, and that said Barnes is hereby adjudged to be in contempt of the authority of this House, and to have committed a breach of its privileges, in refusing to produce telegrams to the special committee, of which William R. Morrison is chairman, in obedience to the subpoena served upon him on the 13th of December, 1876, and that he be remanded to the custody of the Sergeant-at-Arms,

to be held in such confinement by him, until said witness shall purge himself of his contempt by producing the telegrams specified in the subpoena which he had not sent to Mobile before the subpoena was served upon him, to said select committee, or until he be discharged from custody by the order of the House.

The previous question was seconded and the main question ordered. And being put, viz:

Will the House agree to the said resolution ?

It was decided in the affirmative, { Yeas 131
Nays 72
Not voting 87

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Rezin A. DeBolt	Mr. Andrew Humphreys	Mr. William E. Smith
Lucien L. Ainsworth	George G. Dibrell	Frank Jones	Milton I. Southard
Thomas S. Ashe	Beverly B. Douglas	Edward C. Kehr	William A. J. Sparks
John C. Bagby	Milton J. Durham	J. Proctor Knott	William H. Stantou
John H. Bagley, jr.	John H. Eden	Lucius Q. C. Lamar	William S. Stenger
Henry B. Banning	E. John Ellis	Franklin Landers	William H. Stone
Richard P. Bland	William H. Felton	George M. Landers	John K. Tarbox
Archibald M. Bliss	David Dudley Field	Lafayette Lane	Frederick H. Teese
James H. Blount	Jesse J. Finley	William M. Levy	William Terry
Andrew R. Boone	William H. Forney	L. A. Mackey	Charles F. Thompson
Taul Bradford	Greenbury L. Fort	Levi Maish	Philip F. Thomas
John M. Bright	Benjamin J. Franklin	Charles W. Milliken	J. W. Throckmorton
John Young Brown	Benoni S. Fuller	Roger G. Miller	John R. Tucker
Aylett H. Buckner	Lucien C. Gause	Charles H. Morgan	Jacob Turney
Samuel D. Burchard	John M. Glover	Lawrence T. Neal	John L. Vance
John H. Burleigh	Thomas M. Gunter	William J. O'Brien	Robert B. Vance
George C. Cabell	Andrew H. Hamilton	N. Holmes Odell	Gilbert C. Walker
John H. Caldwell	Robert Hamilton	John F. Philips	Levi Warner
William P. Caldwell	John Hancock	William A. Piper	William W. Warren
Alexander Campbell	Aug. A. Hardenbergh	Earley F. Poppleton	Erastus Wells
Milton A. Candler	Henry B. Harris	David Rao	John O. Whitehouse
Nathan T. Carr	John T. Harris	John Reilly	W. C. Whitthorne
George W. Cate	Carter H. Harrison	Haywood Y. Riddle	Peter D. Wigginton
Bernard G. Caulfield	Julian Hartridge	John Robbins	Scott Wike
John B. Clark, jr.	William Hartzell	William M. Robbins	Alpheus S. Williams
Heester Clymer	Robert A. Hatcher	Charles B. Roberts	James Williams
Alex. G. Cochrane	William S. Raymond	John S. Savage	John N. Williams
Francis D. Collins	Ed J. Henkle	Alfred M. Scales	William W. Willshire
Philip Cook	Goldsmit W. Hewitt	Gustave Schleicher	Benjamin Wilson
Jacob P. Cowan	Benjamin H. Hill	James Sheakley	Fernando Wood
David B. Culbertson	William S. Holman	Otho K. Singleton	Jesse J. Yeates
Augustus W. Cutler	James H. Hopkins	William F. Siemons	Cassy Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. John R. Lynch	Mr. C. H. Sinnerickson
George A. Bagley	Charles Foster	Henry S. Magoon	A. Herr Smith
John H. Baker	Chapman Freeman	James W. McMill	Horace B. Strait
Latimer W. Ballou	William P. Frye	Samuel F. Miller	William H. H. Stowell
Nathaniel P. Banks	James A. Garfield	James Monroe	Jacob M. Thoruburgh
Henry W. Blair	Eugene Hale	Nelson I. Norton	Martin I. Townsend
Nathan B. Bradley	Jere Haralson	Charles O'Neill	John Q. Tufts
Horatio C. Burchard	Benjamin W. Harris	John B. Packer	Nelson H. Van Vorhes
Joseph G. Cannon	George W. Hendee	William A. Phillips	John T. Wait
Thomas J. Cason	Thomas J. Henderson	Henry L. Pierce	Alexander S. Wallace
Simoneon B. Chittenden	Solomon L. Hoge	Harris M. Plaisted	Richard H. Whiting
Omar D. Conger	George G. Hoekins	Allen Potter	Andrew Williams
John M. Derry	Jay A. Hubbell	Henry O. Pratt	William B. Williams
Dudley C. Denison	Morton C. Hunter	Joseph H. Rainey	Benjamin A. Willis
Samuel A. Dobbins	John A. Kesson	Milton S. Robinson	James Wilson
Mark H. Dunnell	Alanson M. Kimball	Jeremiah M. Rusk	Alan Wood, jr.
Benjamin T. Eames	Elbridge G. Lapham	Ezekiel S. Sampson	William Woodburn
James L. Evans	J. V. Le Moyne	Julius H. Seelye	L. D. Woodworth.

Those not voting are—

Mr. William B. Anderson	Mr. Samuel S. Cox	Mr. Charles Hays	Mr. Thomas L. Jones
John D. C. Atkins	William W. Crapo	Frank Hereford	Charles H. Joyce
William H. Baker	Lorenzo Crouse	Abram S. Hewitt	William D. Kelley
Lynman K. Bass	Lorenzo Danford	George F. Hoar	William S. King
George M. Beabe	Chester B. Darrall	Charles E. Hooker	William Lawrence
Samuel N. Bell	George H. Durand	John F. Hunee	E. W. Leavenworth
Jos. C. S. Blackburn	Albert G. Egbert	Epps Hunter	Burwell E. Lewis
William R. Brown	Charles J. Faulkner	Frank H. Hard	Scott Lord
Lucien B. Caswell	Randall L. Gibson	Stephen A. Harlbut	John K. Luttrell
Chester W. Chapin	John R. Goodin	John A. Hyman	William F. Lynde
John B. Clarke	Henry H. Hathorn	George A. Jenks	C. D. MacDougall

Mr. George W. McCrary	Mr. Horace F. Page	Mr. John G. Schumaker	Mr. John W. Wallace
William McFarland	Henry B. Payne	Robert Smalls	Ansel T. Walling
John A. McMahon	James Phelps	William B. Spencer	William Walsh
Edwin R. Meade	Thomas C. Platt	William M. Springer	Elijah Ward
Henry B. Metcalfe	Joseph Powell	Alex. H. Stephens	Henry Watterson
Hernando D. Money	William J. Furman	Adlai E. Stevenson	G. Wiley Wells
William R. Morrison	James B. Reilly	Thomas Swann	William A. Wheeler
William Mutchler	Americus V. Rice	Washington Townsend	John D. White
Charles E. Nash	Miles Ross	Alfred M. Waddell	George Willard
Jeptha D. New	Solideski Ross	Henry Waldron	Charles G. Williams.
Addison Oliver	Milton Saylor	Charles C. B. Walker	

So the resolution was adopted.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported the following preamble and resolution; which were read, considered, and agreed to, viz:

Whereas additional duties have been devolved by resolution of the House upon the select committee of seven appointed to inquire and report upon the privileges, powers, and duties of the House of Representatives in counting the electoral votes for President and Vice-President of the United States: Therefore,

Resolved, That two additional members be appointed by the Speaker to serve on said committee.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, from the same committee, submitted a report in writing, accompanied by the following resolutions, viz:

Resolved, First. That the Constitution of the United States does not confer upon the President of the Senate the power to examine and ascertain the votes to be counted as the electoral votes for President and Vice-President of the United States.

Second. That the only power which the Constitution of the United States confers upon the President of the Senate in respect to the electoral votes for President and Vice-President of the United States is to receive the sealed lists transmitted to him by the several electoral colleges, to keep the same safely, and to open all the certificates or those purporting to be such in the presence of the Senate and the House of Representatives.

Third. That the Constitution of the United States does confer upon the Senate and the House of Representatives the power to examine and ascertain the votes to be counted as the electoral votes.

Fourth. That in execution of their power in respect to the counting of the electoral vote the House of Representatives is at least equal with the Senate.

Fifth. That in the counting of the electoral votes, no vote can be counted against the judgment and determination of this House of Representatives.

Sixth. That the committees have leave to sit again and report hereafter further matter for the consideration of the House.

Mr. Knott gave notice that he would call up the said report and resolutions for consideration on Wednesday next, after the morning hour.

On motion of Mr. Knott,

Ordered, That the said report be printed and recommitted to the said committee, and that leave be given the minority to present their views for printing and recommitment.

Mr. Knott moved to reconsider the vote last taken ; which motion was passed over for the present.

On motion of Mr. Holman,

Ordered, That when the House adjourns it be to meet on Monday next. A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries ; which was handed in at the Speaker's table.

Subsequently,

The Speaker laid the said message before the House, viz :

To the House of Representatives :

In reply to a resolution of inquiry dated December 23, 1876, of the House of Representatives, respecting the expenditure of certain moneys appropriated by the act of August 14, 1876, for river and harbor improvements, I have the honor to transmit herewith for your information a report and accompanying papers received from the Secretary of War, to whom the resolution was referred.

U. S. GRANT.

EXECUTIVE MANSION, *January 12, 1877.*

The same having been read,

Mr. Reagan moved that the said message and accompanying documents be referred to the Committee on Commerce and printed.

After debate,

The said motion was agreed to.

Mr. Conger moved to reconsider the vote last taken ; which motion was passed over for the present.

On motion of Mr. Saylor, by unanimous consent,

Ordered, That the testimony taken by the Select Committee to investigate the late election in the State of South Carolina be printed for the use of said committee.

A message from the President of the United States announced that he did, on the 12th instant, approve and sign bills of the House of the following titles, viz :

H. R. 732. An act referring the claim of the owners of the schooner *Flight* to the Court of Claims.

H. R. 2260. An act providing for the sale of saline lands.

H. R. 4272. An act authorizing the use of certain funds now in the Treasury belonging to the Osage Indians.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee did on the 11th instant present to the President of the United States bills of the following titles, viz :

H. R. 4120. An act making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878 ; and

H. R. 4350. An act to abolish the board of commissioners of Metropolitan police of the District of Columbia, and to transfer its duties to the Commissioners for the District of Columbia.

By unanimous consent, leave was granted for the withdrawal of papers from the files of the House as follows :

To Mr. Woodworth, in the case of William H. Nettle, and to Mr. Bagby, in the case of Ellen A. Ramsey.

The Speaker announced the appointment of Mr. Field and Mr. Lawrence as the additional members of the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the

Vote for President and Vice-President of the United States, as authorized by the resolution heretofore adopted.

And then,

On motion of Mr. Holman, at 4 o'clock and 40 minutes p. m., the House adjourned.

MONDAY, JANUARY 15, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Candler : The petition of citizens of Perry County, Georgia, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Denison : The petition of Andrew Burgess, William Roundtree, and John Y. Hall, of Washington, District of Columbia, for compensation for services rendered as firemen in the new United States jail in the District of Columbia during the months of December, 1875, and January, 1876, to the Committee of Claims.

By Mr. Durham : The petition of citizens of Kentucky, for a post-route from Monticello to Mount Pisgah, Kentucky ;

By Mr. Gause : The petition of citizens of Springfield, Arkansas, for cheap telegraphy ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Benjamin W. Harris : The petition of William Gordon, for compensation for the loss of his property by reason of the destruction of the schooner Rienzi by the confederate steamer Florida, on July 8, 1863, to the Committee on the Judiciary.

By Mr. Kidder : The petition of Alexander Griggs and 99 others, to build a bridge on the military road in Grand Forks County, Dakota Territory, to the Committee on Military Affairs.

By Mr. Lawrence : The petition of D. Whitmore, Owen Elleman, and 44 other citizens of Ohio, for the enforcement of the provision of the act of Congress of July 24, 1866, relating to the telegraph-lines of the United States, to the Committee on the Post-Office and Post-Roads.

Also, the petition of William Scott and 100 business men of Piqua, Ohio, for the repeal of all war-taxes on banks, to the Committee of Ways and Means.

Also, the petition of John W. Skile, for re-imbursement of \$1,938.38 paid clerks at Tod Barracks, Columbus, Ohio, while he was acting as city provost-marshal and commandant of the draft rendezvous for the State of Ohio, to the Committee on Military Affairs.

By Mr. Luttrell : The petition of J. B. Alvord and others, of California, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Maish : The petition of Joseph Beale, jr., late a cadet-midshipman at the United States Naval Academy, at Annapolis, Maryland, to be restored to his former position, to the Committee on Naval Affairs.

By Mr. McDill : The petition of Horace Everett and 13 other citizens of Council Bluffs, Iowa, remonstrating against the passage of the bill known as the Burlington and Missouri River Railroad prorate bill, to the Committee on the Judiciary.

By Mr. Mutchler : The petition of citizens of Allentown, Pennsylvania, for the repeal of the tax upon the capital, deposits, and circulation of banks, to the Committee of Ways and Means.

By Mr. Norton: The petition of 45 citizens of Chautauqua County, New York, for cheap telegraphy ;

By Mr. William A. Phillips : The petition of citizens of Kansas, for a post-route from Smith Center, Kansas, to Riverton, Nebraska ; to the Committee on the Post-Office and Post-Roads.

By Mr. Piper. The petition of C. E. Pickett, of California, upon the subject of a competing transcontinental railway, protesting against the formation by legislation of a triumvirate to control transportation across the continent, to the Committee on the Pacific Railroad.

By Mr. Plaisted : The petition of Zenas Herrick, a soldier of the war of 1812, for a pension, to the Committee on Revolutionary Pensions.

By Mr. John Reilly : The petition of citizens of Somerset County, Pennsylvania, for cheap telegraphy ;

By Mr. Seelye: The petition of citizens of Clinton, Massachusetts, of similar import ; to the Committee on the Post-Office and Post Roads.

Also, the petition of citizens of Southbridge, Massachusetts, for a national commission of inquiry into the results of the traffic in alcoholic liquors, to the Committee of Ways and Means.

By Mr. Steuger: The petition of citizens of Huntingdon County, Pennsylvania, asking Congress to enforce the provisions of the act of Congress of July 24, 1866, with reference to the purchase of the telegraph-lines in the United States by the General Government, to the Committee on the Post-Office and Post-Roads.

By Mr. Warner : The petition of Harriet E. Edwards, widow of David S. Edwards, late surgeon United States Navy, for a pension, to the Committee on Invalid Pensions.

By Mr. Charles G. Williams : A paper relating to the establishment of a post-route between Jonesville and Beloit, Wisconsin, to the Committee on the Post-Office and Post-Roads.

By Mr. Benjamin Wilson : The petition of Charles H. Day, late a private in the Second Virginia Regiment, United States Army, and colonel of the Seventeenth Regiment West Virginia Infantry, for an increase of pension, to the Committee on Invalid Pensions.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills and joint resolutions of the House of the following titles, viz :

H. R. 2300. An act granting a pension to Margaret C. Bell ;

H. R. 2835. An act for the relief of R. J. Henderson, of Newton County, Missouri ;

H. Res. 171. Joint resolution in reference to the congratulations from the republic of Pretonia, South Africa ;

H. Res. 172. Joint resolution relating to congratulations from the Argentine Republic ;

When

The Speaker signed the same.

Mr. Harrison, from the same committee, reported that the committee did this day present to the President of the United States a bill and joint resolution of the House of the following numbers, viz :

H. R. 1237, H. Res. 169.

The Speaker, by unanimous consent, laid before the House executive and other communications ; which were severally referred as follows, viz :

I. A memorial of the International Medical Congress, held at Philadelphia, Pennsylvania, in 1876, to the Congress of the United States,

in behalf of the National Medical Library, for the completion and publication of its catalogue;

II. Resolutions relative to the National Medical Library, passed by the International Medical Congress, at Philadelphia, in September, 1876;

to the Committee on Appropriations.

III. A letter from certain United States soldiers and citizens of Galveston, Texas, relative to outrages committed by the Mexican authorities;

IV. A letter from the Secretary of the Interior, relative to the bill for the relief of the Fourth Arkansas Mounted Volunteers;

to the Committee on Military Affairs.

V. A letter from the Secretary of War, transmitting a report relative to the establishment of the agency on the south part of the reservation in Colorado, to the Committee on Indian Affairs.

VI. A letter from the Secretary of the Interior, relative to appropriations for the printing for the Patent-Office, to the Committee on Appropriations.

The Sergeant-at-Arms having appeared at the bar of the House, having in custody William Orton, alleged to be in contempt of the privileges of the House,

The Speaker then propounded the following questions to the said Orton:

Mr. Orton, it is the duty of the Chair to ask you what excuse you have to offer for your failure to appear before a committee of this House sitting at New Orleans to testify and, further, to produce before said committee, in compliance with the *subpœna duces tecum*, duly served on you, and dated the 18th of December, 1876?

The said Orton thereupon made reply as follows, which was in writing, and was read from the Clerk's desk:

To the honorable the House of Representatives:

I understand that I am arraigned before this honorable House to answer for a breach of its privileges and contempt of its authority, supposed and alleged to have been committed by me—

First. By failing to appear and testify at New Orleans on the 26th day of December, 1876, as a witness before the select committee of which Hon. William R. Morrison is chairman; and

Second. In not bringing before said committee certain papers as required by a certain subpœna served on me the 19th day of December, 1876, as follows:

“By authority of the House of Representatives of the Congress of the United States of America.

“To JOHN G. THOMPSON, Esq.,

“*Sergeant-at-Arms, or his special messenger:*

“You are hereby commanded to summon William Orton, president of the Western Union Telegraph Company, to be and appear before the select committee of the House of Representatives of the United States, of which Hon. William R. Morrison is chairman, to investigate the recent elections in Louisiana, and to bring with you all telegrams in your possession or under your control received or sent by William E. Chandler, Zachariah Chandler, J. Don. Cameron, J. M. Edmunds, James Casey, William Pitt Kellogg, S. B. Packard, John F. Casey, J. R. G. Pitkin, Henry C. Dibbell, H. C. Warmoth, George W. Carter, and Gen-

eral Augur, from and at New Orleans, Louisiana, Washington City, District of Columbia, New York City, New York, since the 1st day of September last, in their chamber, in the city of New Orleans, Louisiana, on 26th day of December, 1876, at the hour of twelve o'clock m., then and there to testify touching matters of inquiry committed to said committee; and he is not to depart without leave of said committee.

"Herein fail not, and make return of this summons.

"Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 18th day of December, 1876.

[SEAL.]

"Attest:

"SAM. J. RANDALL, *Speaker*.

"GEO. M. ADAMS, *Clerk*."

At the time of the service of said subpoena upon me, and for a long time before, I was and had been suffering from ailments of a character which then and at all times since rendered it impossible for me to take any long journey.

I am advised by my attending physician, Dr. William J. Baner, of New York, who has been my family physician for many years, and under whose treatment I then was and still am, and also by Drs. William Tod Helmuth and William Bodenhamer, surgeons of the city of New York, both of whom, in conjunction with Dr. Baner, have had me under treatment during the past two months, that I could not at the time required by said subpoena, or at any time since, have made such or any similar journey without suffering serious injury to my health.

As soon as possible after receiving the subpoena above referred to, and consulting my medical adviser, I addressed to the honorable Speaker of this House a letter, from which the following is an extract, and to the contents of which letter I made oath, as appears upon the foot of said extract:

"EXECUTIVE OFFICE,

"WESTERN UNION TELEGRAPH COMPANY,

"*New York, December 23, 1876.*

"SIR: * * * I beg leave respectfully to inform you that, if any such messages have ever existed, (of which I have no knowledge,) I have never had, either personally or officially, any possession of them; that I have never had any control over them except as an agent of the Western Union Telegraph Company, through and by the co-operation of subordinate agents; that the Western Union Telegraph Company has, without any knowledge or participation on my part, taken from me all power and control over all messages now in the possession of the company. I beg leave, therefore, respectfully, to be excused from compliance with the above-mentioned requirement, it never having been at any time since the service of the subpoena and being not now in my power to comply with the same.

"Very respectfully, &c.,

"WILLIAM ORTON.

"Hon. SAMUEL J. RANDALL,

"*Speaker of the House of Representatives, Washington, D. C.*

"CITY AND COUNTY OF NEW YORK, ss:

"Personally appeared before me, the 23d day of December, 1876, William Orton, to me personally known, who, being duly sworn, deposed that the annexed statement, addressed to Hon. Samuel J. Randall, Speaker of the House of Representatives, is true, and that the

same is made as and for his return to the certain paper purporting to be a subpoena referred to therein.

[SEAL.]

"WILLIAM ARNOUX,
"Notary Public, City and County of New York."

I also at the same time addressed to Hon. William B. Morrison a letter, of which the following is a copy:

"EXECUTIVE OFFICE,
"WESTERN UNION TELEGRAPH COMPANY,
"New York, December 23, 1876.

"SIR: Accompanying this I send you a communication made by me this day to the Speaker of the House of Representatives in respect to a paper served upon me, and which requires the Sergeant-at-Arms of the House of Representatives to summon me to appear before your committee at New Orleans on the 26th of December. I do not suppose it is thought I possess any personal knowledge concerning any of the matters to be investigated by that committee.

"I am but now recovering from a long and serious illness, and my health is in such a state that I could not, without great inconvenience and risk, as well as unnecessary expense to the Government, make so long a journey as that to New Orleans. I trust, therefore, that I may be relieved from personal attendance, and that such report as you may think proper to make to the Speaker of the House may not involve me in a contempt for a failure to appear personally. I possess no knowledge in respect to any matter confided to you for investigation or in respect to the papers which you seek which would be of any value to you if I were there.

"I am, very respectfully,

"WILLIAM ORTON.

"HON. WILLIAM R. MORRISON,
"Chairman, New Orleans, Louisiana."

All the statements contained in those letters were and are true.

I have obtained and caused to be placed in the hands of the honorable the Speaker, on the 12th of January, the respective certificates of the three medical men named above, in order that there might be full opportunity to examine them and verify their contents previous to my arraignment, preferring that course to spreading upon the records of this House matters of this personal character. The said certificates are, of course, at the service of the House, to be treated as a part of my answer, if the House shall see fit.

After the writing of the letter above set forth to the Speaker of this House, I was served with another and different subpoena, as follows:

"By authority of the House of Representatives of the Congress of the United States of America.

"To JOHN G. THOMPSON, Esq.,
"Sergeant-at-Arms, or his special messenger:

"You are hereby commanded to summon William Orton, president of the Western Union Telegraph Company, to be and appear before the select committee of the House of Representatives of the United States, of which Hon. William R. Morrison is chairman, to investigate the recent election in Louisiana; and said William Orton is hereby commanded to bring with him all telegrams in his possession, or under his control, received or sent by William E. Chandler, Zach. Chandler, J.

Don Cameron, J. M. Edmunds, James Casey, William Pitt Kellogg, S. B. Packard, John F. Casey, J. R. G. Pitkin, Henry C. Dibbell, H. C. Warmoth, George W. Carter, and General Augur, from and at New Orleans, Louisiana, Washington City, District of Columbia, New York City, New York, since the 1st day of September last, and to produce the same to said committee, in their chamber, in the city of New Orleans, Louisiana, forthwith, and then and there to testify touching matters of inquiry committed to said committee; and he is not to depart without leave of said committee.

"Herein fail not, and make return of this summons.

"Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 26th day of December, 1876.

[L. S.]

"Attest:

"SAM. J. RANDALL, *Speaker*.

"GEO. M. ADAMS, *Clerk*."

Upon the service of that paper I addressed to the honorable the Speaker the following, which I have his permission to embody in this answer:

"EXECUTIVE COMMITTEE,
"WESTERN UNION TELEGRAPH COMPANY,
"New York, January 2, 1877.

"SIR: In my sworn return to the paper served upon me December 19, 1876, purporting to require me to appear at New Orleans on the 26th of December, 1876, I stated as to certain telegraphic messages described therein that, if such messages ever existed, (of which I had no knowledge,) that they had never been in my possession, and that I had no power to comply with any demand to produce them. At the same time I communicated to Hon. William R. Morrison the personal reasons affecting my health, which rendered it impracticable for me to go to New Orleans at this time, and informing him of the official return made to you. Knowing that no person could suppose that I possessed knowledge upon any of the subjects confided to the committee, I assumed that my personal attendance without the papers in question was not wanted and would be excused, and so informed Mr. Morrison.

"On the 27th of December I was served with another paper requiring me to appear at New Orleans forthwith, bringing the papers before described. As to these papers, I repeat my former return, the facts concerning them having in nowise changed.

"As to the required journey to New Orleans, I beg respectfully to state that I am not yet recovered from a painful illness, and am still under surgical advice and treatment. I am, therefore, reluctantly compelled to choose between the consequences of traveling fifteen hundred miles at this inclement season, under the warning of my physician that I should incur great risk by so doing, and such other consequences as the justice and magnanimity of the House of Representatives may think suitable under the circumstances for an immaterial disobedience of its process involving a merely technical contempt, if any.

"I anticipate a compulsory journey to Washington at the command of the House or of the Senate, (by whom I am summoned to be in Washington at the same time that your subpoena requires me to be in New Orleans, and to whose demand for messages I have made a similar answer.) If at that, or any time, I am called to answer any supposed contempt for this decision, I must, after pleading such matters of legal

defense as I may be advised and showing the facts above stated, take all such consequences as the law inflicts.

"Both official and personal respect to you seem to require me to notify you as soon as, after consultation with my physician, I had arrived at the determination expressed above. But this letter is not written with any view to publication, unless subsequent events should make it necessary.

"I shall make oath to the statement herein to serve as my formal return to the paper served upon me.

"Very respectfully,

"WILLIAM ORTON.

"HON. SAMUEL J. RANDALL,

"*Speaker of the House of Representatives, Washington, D. C.*

"CITY AND COUNTY OF NEW YORK, ss :

"Personally appeared before me, the 2d day of January, 1877, William Orton, to me personally known, who, being duly sworn, deposes that the annexed statement, addressed to Hon. Samuel J. Randall, Speaker of the House of Representatives, is true, and that the same is made as and for his return to the certain paper purporting to be a subpoena referred to therein.

[SEAL.]

"WM. ARNOUX,

"*Notary Public, City and County of New York.*"

Prior to the service of any subpoena upon me, I had, being then in Washington, addressed to Hon. J. Proctor Knott, chairman of the Judiciary Committee, the following letter :

"WESTERN UNION TELEGRAPH COMPANY,

"*Washington, D. C., December 18, 1876.*

"SIR: On Saturday last the House of Representatives referred to the Judiciary Committee a communication from Hon. William R. Morrison, New Orleans, chairman of the House committee for the investigation of the election and canvass in the State of Louisiana and elsewhere, to which was appended a communication which I had addressed to Mr. Morrison, giving reasons why the Western Union Telegraph Company should not be required to furnish the messages of sundry persons named in subpoenas which had been served upon certain employes of the company.

"I regret that the motive of my action in this matter has been misunderstood, and that an impression appears to prevail in some quarters that, for political reasons, I desire to delay and embarrass the investigation which the House has ordered.

"I think it due to your committee, no less than myself, to make to you the following statement :

"While the canvass of the presidential vote was in progress in several of the States, Dr. Norvin Green, a vice-president of the company, and my chief assistant, had a consultation with me at my house, to which I had been confined several weeks by illness, at which it was decided that the political messages of both parties sent from and received at stations nearest the headquarters of the two national committees, to and from Washington, Columbia, (South Carolina,) Tallahassee, New Orleans, San Francisco, Portland and Salem, (Oregon,) and several other cities, including relay copies at repeating-stations, should be removed from such offices and forwarded to places of greater security, and with a view to their destruction. Instructions were issued to have this plan promptly

carried out, and before any of the subpoenas were issued much of the work had been accomplished. Dr. Green is a well-known citizen of Kentucky, who has held prominent positions in that State, and is esteemed wherever known for his high character. The fact that he is and has always been in politics a democrat should relieve him at least from the imputation that he is seeking to cover up the acts of his political opponents by thwarting an investigation carried on by his political friends. Dr. Green has had the whole charge of this business at all stations south of New York, while I have given the directions at the western cities and the Pacific coast.

"To what extent it would be possible to produce the messages covered by the subpoenas heretofore issued, I am unable to say, but that the majority have been removed from the sending and receiving stations is undoubtedly true, and equally so that their production would be attended with serious difficulty.

"The sole motive for taking the course above described was the protection of the affairs of our customers from public exposure. I distinctly disclaim, in my own behalf, as well as on behalf of my business associates, any desire or intention to thwart the work of the committee of the House or in any way to show disrespect for its authority. Nor am I disposed to raise the question that telegrams are, under existing laws, privileged communications, nor that the House has not the power to compel their production. But I submit that the senders of twenty-five millions of messages a year, representing as they do the capital, the enterprise, and the intelligence of the country in every department of human affairs, have peculiar claims upon Congress for protection from the seizure and search of their private communications, and especially from any use of them which would be liable to intensify political excitement.

"It may not be out of place to say, in this connection, that no person of either political party has directly or indirectly advised or requested the withholding of messages in this case, and it follows necessarily that no 'protection' has been offered or asked for so doing.

"I am, with high regard, your obedient servant,

"WILLIAM ORTON.

"Hon. J. PROCTOR KNOTT,

"*Chairman Judiciary Committee House of Representatives.*"

I am the president of the Western Union Telegraph Company, but as such I possess no powers except such as are conferred upon me by the by-laws of the company, a copy of which will be deposited with the Speaker, or from time to time by the board of directors or executive committee exercising their power *ad interim*. These powers have never included any charge, custody, possession, or knowledge of messages delivered to the company for transmission. The powers and duties of the president are, in his absence from the executive office in New York, devolved by the by-laws upon one of the vice-presidents of the company. The subpoena in this case was served upon me in Washington on the 19th of December.

I have made inquiry from Mr. Whitney, manager of the company's office in Washington, who informs me, and I believe the same to be true, that there were no messages of the description named in the subpoena in any Washington office at that date, and that in response to a similar subpoena he had some time before that date made oath to that effect.

I returned to New York on the 20th of December, and found, as stated to the Speaker in my letter of December 23, that the company had de-

prived me of any power which I might otherwise have possessed over any messages in the possession of the company. This was done by a resolution of the executive committee at its regular weekly meeting, passed during my absence and without knowledge or participation on my part, as follows:

"Resolved, That all messages, whether originals or copies, in the offices of this company are hereby declared to be in the exclusive custody and under the control of the executive committee, acting by resolution, and that no officer of the company shall have authority to take or remove them from the actual possession in which they at present are without the consent and direction of this committee or of the board of directors."

Subsequently the board of directors passed the following resolutions:

"Resolved, That the Western Union Telegraph Company regards itself as the confidential agent of such of the people of the United States as may wish to employ its agencies for the transmission of communications by telegraph, and bound to resist by every lawful means all publications or examinations of its records."

"Resolved, That, excepting such messages as may be directed by the sender to be preserved for a period not exceeding six months, the executive committee is hereby directed to provide in the future for such speedy destruction of all written messages as the necessary keeping of accounts between the respective offices of the company will allow."

"Resolved, That the board of directors hereby approve the action of the executive committee in removing all messages now on hand from the control or possession of any of its officers."

I was not present at and did not participate in these proceedings.

I do not know and have no reason to believe that any such messages as those described have ever been in possession of the Western Union Telegraph Company, except that I recognize among the names mentioned those of several persons of prominence who may fairly be presumed to have used the telegraph. I have never at any time since the removal of the messages from New Orleans (under the decision arrived at in October last, as stated in my letter to Mr. Knott) had, nor have I now, any possession, custody, or control of said messages or any of them.

I do not deny that in failing to appear to testify I have subjected myself to a charge of technical contempt. I distinctly disavow any such intention; and respectfully submit that the circumstances stated above ought to excuse me for not making a journey to New Orleans merely to inform the special committee, as I had already under oath informed this House through the Speaker, that I had no messages to produce.

Being informed that the House have in the case of Mr. Barnes passed upon various other matters of defense adversely to my views, I shall not detain the House by a repetition of them at this time, and now respectfully ask to be discharged from custody.

It is perhaps proper to add that I have never had any objection, except the long journey necessarily involved, to appear before the special committee to testify; and that I shall be ready and willing to appear before that committee on its return, or to appear now before any other committee for any examination which the House may think proper.

WILLIAM ORTON.

Sworn and subscribed to before me this 15th day of January, A. D. 1877.

[SEAL.]

HENRY R. ELLIOTT,
United States Commissioner for the District of Columbia.

The Speaker laid before the House a copy of a letter addressed by him to the said Orton, viz :

WASHINGTON, D. C., January 3, 1877.

WILLIAM ORTON, Esq.,
President Western Union Telegraph Company :

Yours of the 2d instant received. As I have before stated, I have no power to release you from your duty to appear in person at the time and place and before the committee, as directed by the subpoenas heretofore served upon you, nor have I authority to pass upon the validity of your excuse.

Very respectfully,

SAMUEL J. RANDALL, *Speaker.*

Whereupon

Mr. Hunton submitted the following resolution; which, under the operation of the previous question, was read, considered, and agreed to, viz :

Resolved, That the report of the committee of which William R. Morrison is chairman, the answer just read to the House, and all other papers relating to a breach of the privileges of this House and contempt of its authority, alleged to have been committed by William Orton, now in custody and at the bar of the House, be referred to the Committee on the Judiciary, with instructions to report as early as practicable what action, in their judgment, should be taken by the House in relation thereto, and that the said William Orton be kept in the custody of the Sergeant-at-Arms of this House until discharged by order of the House.

Mr. Hunton moved to reconsider the vote by which the resolution was adopted, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

The Speaker then proceeded, as the regular order of business, to call the States and Territories for bills and joint resolutions on leave,

When

Bills and joint resolutions were introduced, read twice, and joint resolutions of State legislatures were introduced; which bills and joint resolutions were ordered to be printed and severally referred as follows, viz :

By Mr. Frye: A bill (H. R. 4396) re-organizing the courts of the District of Columbia, to the Committee for the District of Columbia.

By Mr. Hendee: A bill (H. R. 4397) for the relief of Francis M. Strong and Thomas Ross, to the Committee on Patents.

Also, a joint resolution of the legislature of the State of Vermont relative to fisheries in waters within the jurisdiction, in part, of different States and the British provinces, to the Committee on Foreign Affairs.

Also, a joint resolution of the legislature of the State of Vermont, asking for the repeal of the bankrupt law, to the Committee on the Judiciary.

By Mr. Denison: A bill (H. R. 4393) for the relief of Lewis Collier, to the Committee on Military Affairs.

By Mr. Seelye: A bill (H. R. 4399) to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the northern Arapahoe and Cheyenne Indians, to the Committee on Indian Affairs.

By Mr. Andrew Williams: A bill (H. R. 4400) granting arrears of pension to Sophia Vincent, widow of Martin Vincent, late of Company E, Fourteenth Regiment United States Infantry, to the Committee on Invalid Pensions.

By Mr. Norton : A bill (H. R. 4401) allowing pay to certain watchmen and others therein named, to the Committee on Appropriations.

By Mr. John W. Wallace : A bill (H. R. 4402) for the relief of George W. Welsh, of Beaver Falls, Pennsylvania, to the Committee of Claims.

By Mr. Maish : A joint resolution (H. Res. 182) providing a mode for counting the electoral vote in February next, to the Committee on Printing.

By Mr. Stenger : A bill (H. R. 4403) granting a pension to Catherine Chamberlain, widow of David Chamberlain, late first sergeant Company D, Twenty-first Regiment Pennsylvania Cavalry, to the Committee on Invalid Pensions.

By Mr. Henkle : A bill (H. R. 4404) granting a pension to Ann Maria Biscoe, widow of General George W. Biscoe, late major of the Nineteenth Regiment of Maryland Volunteers of the war of 1812, to the Committee on Revolutionary Pensions.

By Mr. Goode : A bill (H. R. 4405) to amend section 571 of the Revised Statutes of the United States, so as to confer circuit court jurisdiction upon the district court of the United States for the eastern district of Virginia ;

By Mr. Hunton : A bill (H. R. 4406) for the relief of J. Henry Pollard and wife ;

to the Committee on the Judiciary.

By Mr. Felton : A bill (H. R. 4407) to appropriate money for the improvement of the Coosa River, from Rome, Georgia, to the crossing of the Rome and Selma Railroad bridge, in Alabama ;

By Mr. Hartridge : A bill (H. R. 4408) making appropriations to continue the improvement of the harbor at Savannah, Georgia ;

to the Committee on Commerce.

By Mr. Bradford : A joint resolution of the general assembly of the State of Alabama, asking for the passage of an act of Congress approving the act of the general assembly of Alabama authorizing the construction of a breakwater in the bay and harbor of Mobile ;

By Mr. John H. Caldwell : A bill (H. R. 4409) authorizing an appropriation to remove obstructions in the Coosa River between Rome, Ga., and the bridge of the Selma, Rome and Dalton Railroad across said river in Alabama ;

to the Committee on Commerce.

By Mr. Foster : A bill (H. R. 4410) providing for the counting of the electoral vote, to the Select Committee on the Counting of the Electoral Vote.

By Mr. Lawrence : A bill (H. R. 4411) for the relief of John W. Skiles, to the Committee on Military Affairs.

By Mr. Neal : A bill (H. R. 4412) to incorporate the Rand Gas-Light Company of the District of Columbia, to the Committee for the District of Columbia.

By Mr. Banning : A bill (H. R. 4413) for the relief of J. B. Cornell and others, to the Committee on Naval Affairs.

By Mr. Durham : A bill (H. R. 4414) for the relief of George Tropnell, late first lieutenant of Company E, First Kentucky Cavalry ;

Also, a bill (H. R. 4415) for the benefit of Alderson F. Keene, late first lieutenant of Company E, First Kentucky Cavalry ;

By Mr. Milliken : A bill (H. R. 4416) for the relief of B. F. Roney ;

to the Committee on War-Claims.

By Mr. Atkins : A bill (H. R. 4417) to improve the navigation of the Tennessee River, to the Committee on Commerce.

By Mr. Andrew H. Hamilton : A bill (H. R. 4418) to pay William L.

Scruggs, late minister at Bogota, from October 10 to November 21, 1876, to the Committee on Foreign Affairs.

By Mr. Hunter: A bill (H. R. 4419) for the relief of Thomas E. Molay, to the Committee on Military Affairs.

By Mr. Morgan: A bill (H. R. 4420) granting a pension to Mrs. Rebecca Hall, widow of George R. Hall, to the Committee on Invalid Pensions.

By Mr. Ganse: A bill (H. R. 4421) to repeal section 820 of the Revised Statutes, to the Committee on the Judiciary.

Also, a bill (H. R. 4422) for the relief of Mrs. Marthia Flint, of Phillips County, Arkansas, to the Committee on War-Claims.

By Mr. Wilshire: A joint resolution (H. Res. 184) to appoint a joint committee to inquire into the propriety of providing suitable buildings for the reception and preservation of centennial exhibits donated to the United States, to the Committee on Public Buildings and Grounds.

By Mr. Waldron: A bill (H. R. 4423) for the relief of John H. Russell, to the Committee on Private Land-Claims.

By Mr. Finley: A bill (H. R. 4424) to limit the purchase of public lands by private entry and public sale in the State of Florida, to the Committee on the Public Lands.

By Mr. Sampson: A bill (H. R. 4425) to amend section 4886 of the Revised Statutes of the United States, in relation to obtaining patents, to the Committee on Patents.

By Mr. Charles G. Williams: A bill (H. R. 4426) making an appropriation for continuing the improvement of the harbor at Kenosha, in the State of Wisconsin;

Also, a bill (H. R. 4427) making an appropriation for continuing the improvement of the harbor at Racine, in the State of Wisconsin; to the Committee on Commerce.

By Mr. Kimball: A bill (H. R. 4428) granting a pension to Jarvis H. Cook, to the Committee on Invalid Pensions.

Also, a bill (H. R. 4429) making an appropriation for continuing the improvement of the harbor at Green Bay, in the State of Wisconsin;

Also, a bill (H. R. 4430) making an appropriation for continuing the improvement of the harbor at Ahuapee, in the State of Wisconsin;

Also, a bill (H. R. 4431) making an appropriation for continuing the improvement of the Fox and Wisconsin Rivers, in the State of Wisconsin; to the Committee on Commerce.

The hour of 2 o'clock p. m. having arrived,

The Speaker announced the regular order of business, under rule 82, to be the consideration of reports from the Committee for the District of Columbia;

When,

On motion of Mr. Buckner, by unanimous consent,

Ordered, That the regular order be postponed until Monday, the 29th instant, at 2 o'clock p. m., without thereby losing any of its present privileges.

Mr. White (the rules having been suspended for that purpose) submitted the following preamble and resolution; which were read, considered, and agreed to, viz:

Whereas fears are entertained by a large number of American citizens lest there shall not be a peaceful settlement of the questions arising from the late election for President of the United States; and whereas it pleased the founders of the republic in ordaining and establishing the Constitution of the United States to make provision for the

election of a President of the United States of America; and whereas the Constitution provides for the counting of the electoral votes and the determining of who is elected President of the United States: Therefore,

Resolved, That any attempt, come from whatever source it may, to prejudice or excite the public mind in advance of the decision of the authority known to and provided for in the Constitution of the United States is unwise, unpatriotic, and full of danger to our free institutions; and that we deprecate all efforts to excite public passions as tending to increase the embarrassment and depression of the business interests of the country, and declare it to be the duty of all good citizens to peaceably and faithfully abide by the results reached in accordance with the Constitution of the United States. That we deem all such declarations as "Tilden or fight" to be only worthy of the fanatics, fools, and traitors who would rend the fair fabric of our National Government, spread ruin and destruction throughout the country, or plunge a great and prosperous people into civil war; and that whoever by wink or word lends his influence to arouse warlike passions, breed strife, or stir up sedition by enkindling a vicious party feeling among the masses of our people, should be regarded as an incendiary freebooter and an enemy to the best interests of the whole country.

Mr. Cochrane moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas the Western Union Telegraph Company, through their officers who have been summoned before committees of this House to answer questions in respect to telegrams passing over their line, and to produce the same, have refused to produce them, and the said company have also failed to produce the same, and said officers are now in contempt of the authority of the House; and whereas under acts of Congress the said company have had valuable privileges conferred upon them in connection with their corporate rights: Therefore,

Be it resolved, That the Committee on the Judiciary be instructed to inquire whether any, and what, concessions and privileges heretofore granted by Congress and now enjoyed by the Western Union Telegraph Company are revocable by Congress; and, if said committee shall determine that said concessions and privileges are revocable, then to further inquire into the expediency of reporting a bill revoking the same, and repealing the acts of Congress under which they were conferred, leave being hereby granted to said committee to report at any time.

And the question being put,
Shall the rules be suspended?

It was decided in the negative, { Yeas 120
Nays 85
Not voting 85

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
Richard P. Bland
James H. Blount
Andrew R. Boone
Tani Bradford
John M. Bright
John Young Brown

Mr. Aylett H. Buckner
George C. Cabell
John H. Caldwell
William P. Caldwell
Milton A. Candler
Nathan T. Carr
George W. Cate
Bernard G. Caulfield
John B. Clarke
John B. Clark, jr.
Hester Clymer
Alex. G. Cochrane

Mr. Francis D. Collins
Philip Cook
Jacob P. Cowan
Joseph J. Davis
Rezin A. DeBolt
George G. Dibrell
Beverly B. Douglas
George H. Durham
Milton J. Durham
John R. Eden
E. John Ellis
William H. Felton

Mr. David Dudley Field
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
John M. Glover
John Goodie, jr.
John R. Goodlin
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton

Mr John Hancock	Mr William M. Levy	Mr. Haywood Y. Riddle	Mr. William Terry
Aug. A. Hardenbergh	Barwell B. Lewis	John Robbins	Charles P. Thompson
Henry R. Harris	Scott Lord	William M. Robbins	J. W. Throckmorton
John T. Harris	John K. Luttrell	John S. Savage	John R. Tucker
Julian Hartridge	L. A. Mackey	Alfred M. Schales	Jacob Turney
William Hartzell	Levi Maish	Gustave Schleicher	John L. Vance
Robert A. Hatcher	Henry B. Metcalfe	John G. Schumaker	Robert B. Vance
Frank Hereford	Charles W. Milliken	James Sheakley	Charles C. B. Walker
Goldsmith W. Hewitt	Roger Q. Mills	William F. Siemens	Levi Warner
William S. Holman	Charles H. Morgan	William E. Smith	W. C. Whitthorne
James H. Hopkins	William Mutchler	Milton I. Southard	Scott Wike
John F. House	Lawrence T. Neal	William A. J. Sparks	Alpheus S. Williams
Andrew Humphreys	N. Holmes Odell	William H. Stanton	Jere N. Williams
Frank Jones	John F. Phillips	William S. Stenger	William W. Wilshire
J. Proctor Knott	William A. Piper	Adlai E. Stevenson	Benjamin Wilson
Lucius Q. C. Lamar	Earley F. Poppleton	William H. Stone	Fernando Wood
Franklin Landers	David Roa	John K. Tarbox	Josee J. Yeates
George M. Landers	John H. Reagan	Frederick H. Teese	Casey Young.

Those voting in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fott	Mr. James Monroe	Mr. A. Herr Smith
George A. Bagley	William P. Frye	Nelson I. Norton	Horace B. Strait
John H. Baker	James A. Garfield	William J. O'Brien	William H. H. Stowell
William H. Baker	Eugene Hale	Addison Oliver	Jacob M. Thornburgh
Latimer W. Ballou	Jere Haralson	Charles O'Neill	Martin I. Townsend
Nathaniel P. Banks	Benjamin W. Harris	John B. Packer	John Q. Tufts
Henry W. Blair	George W. Hendee	Horace F. Page	Nelson H. Van Vorbes
Nathan B. Bradley	Thomas J. Henderson	William A. Phillips	John T. Wait
William R. Brown	Solomon L. Hoge	Henry L. Pierce	Henry Waldron
Horatio C. Burchard	George G. Hoskins	Harris M. Plaisted	Alexander S. Wallace
John H. Burlleigh	Morton C. Hunter	Allen Potter	John W. Wallace
Joseph G. Cannon	John A. Hyman	Joseph Powell	Erastus Wells
Thomas J. Cason	John A. Kasson	Henry O. Pratt	John D. White
Simeon B. Chittenden	William D. Kelley	William J. Purman	John O. Whitehouse
Omar D. Conger	Alanson M. Kimball	Joseph H. Rainey	Andrew Williams
Augustus W. Cutler	Elbridge G. Lapham	John Reilly	Charles G. Williams
Lorenzo Danford	Elbridge G. Lawrence	Milton S. Robinson	William B. Williams
Dudley C. Denison	E. W. Leavenworth	Jeremiah M. Ruak	Benjamin A. Willis
Samuel A. Dobblins	J. V. Le Moine	Ezekiel S. Sampson	James Wilson
Benjamin T. Eames	Henry S. Magoon	C. H. Sinnickson	Alan Wood, jr.
James L. Evans	James W. McDill	Robert Smalls	L. D. Woodworth.
Edwin Flye			

Those not voting are—

Mr. Lucien L. Ainsworth	Mr. Randall L. Gibson	Mr. William P. Lynde	Mr. Otho R. Singleton
William B. Anderson	Carter H. Harrison	C. D. MacDougall	William B. Spencer
Lyman K. Bass	Henry H. Hathorn	George W. McCrary	William M. Springer
George M. Beebe	William S. Haymond	William McFarland	Alex. H. Stephens
Samuel N. Bell	Charles Hays	John A. McMahon	Thomas Swann
Jos. C. S. Blackburn	Eli J. Henkle	Edwin R. Meade	Philip F. Thomas
Archibald M. Bliss	Abram S. Hewitt	Samuel F. Miller	Washington Townsend
Samuel D. Burchard	Benjamin H. Hill	Hernando D. Money	Alfred M. Waddell
Alexander Campbell	George F. Hoar	William R. Morrison	Gilbert C. Walker
Lucien B. Caswell	Charles E. Hooker	Charles E. Nash	Ansel T. Walling
Chester W. Chapin	Jay A. Hubbell	Jeptha D. New	William Walsh
Samuel S. Cox	Eppa Hunton	Henry B. Payne	Eliza Ward
William W. Crapo	Frank H. Hurd	James Phelps	William W. Warren
Lorenzo Crounse	Stephen A. Hurlbut	Thomas C. Platt	Henry Watterson
David B. Culberson	George A. Jenks	James B. Reilly	G. Wiley Wells
Chester B. Darrall	Thomas L. Jones	Americus V. Rice	William A. Wheeler
John M. Davy	Charles H. Joyce	Charles B. Roberts	Richard H. Whiting
Mark H. Dunnell	Edward C. Kehr	Miles Ross	Peter D. Wigginton
Albert G. Egbert	William S. King	Sobieski Ross	George Willard
Charles J. Faulkner	Lafayette Lane	Milton Saylor	James Williams
Charles Foster	John R. Lynch	Jallus H. Seelye	William Woodburn.
Chapman Freeman			

So the rules were not suspended, and the resolution was not adopted.

Mr. Hatcher moved that the rules be suspended, so as to enable him to introduce, and the House to pass, a bill for the relief of growers or producers of tobacco ;

And the question being put,
Shall the rules be suspended ?

It was decided in the negative,	Yeas	102
	Nays	99
	Not voting	89

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. John H. Bagley, jr.	Mr. Andrew R. Boons	Mr. John Young Brown
John D. C. Atkins	Richard P. Bland	Taul Bradford	Aylett H. Buckner
John C. Bagby	James H. Mount	John M. Bright	Samuel D. Burchard

Mr. George C. Cabell	Mr. Benoni S. Fuller	Mr. William M. Levy	Mr. John G. Schumaker
John H. Caldwell	Lucien C. Gause	Burwell B. Lewis	William F. Slemmons
William P. Caldwell	John M. Glover	Scott Lord	Robert Smalls
Alexander Campbell	John Goode, jr	John K. Luttrell	William E. Smith
Milton A. Candler	John R. Goodin	L. A. Mackey	William A. J. Sparks
Nathan T. Carr	Thomas M. Gunter	William McFarland	William Terry
Thomas J. Cason	John Hancock	Edwin R. Meade	Jacob M. Thornburgh
George W. Cate	Henry R. Harris	Charles W. Milliken	J. W. Throckmorton
Bernard G. Caulfield	John T. Harris	Roger Q. Mills	John K. Tucker
John B. Clark, jr	Julian Hartridge	Charles H. Morgan	Nelson H. Van Vorhes
Philip Cook	William Hartzell	Lawrence T. Neal	John L. Vance
David B. Culbertson	Robert A. Hatcher	John F. Phillips	Robert B. Vance
Lorenzo Danford	William S. Haymond	Earley F. Poppleton	Charles C. B. Walker
Joseph J. Davis	Eli J. Henkle	Joseph Powell	William Walsh
Rexin A. DeBolt	Frank Hereford	David Rea	Levi Warner
George G. Dibrell	Goldsmith W. Hewitt	John H. Reagan	Henry Watterson
Heverly B. Douglas	John F. House	Haywood Y. Riddle	John D. White
Milton J. Durham	Andrew Humphreys	William M. Robbins	W. C. Whittborne
E. John Ellis	John A. Hyman	Charles B. Roberts	James Williams
William H. Felton	Lucius Q. C. Lamar	Ezekiel S. Sampson	William W. Wilsbire
Jeane J. Finley	Franklin Landers	John S. Savage	Jeane J. Yeates
William H. Forney	George M. Landers	Alfred M. Scales	Casey Young.
Benjamin J. Franklin	William Lawrence	Gustave Schleicher	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. James L. Evans	Mr. Elbridge G. Lapham	Mr. Adlai E. Stevenson
Lucien L. Ainsworth	Edwin Flye	James W. McDill	William H. Stone
George A. Bagley	Greenbury L. Fort	Henry B. Metcalfe	John K. Tarbox
William H. Baker	Charles Foster	William Mutchler	Frederick H. Teese
Latimer W. Ballou	William P. Frye	Nelson L. Norton	Charles P. Thompson
Nathaniel P. Banks	James A. Garfield	N. Holmes Odell	Martiu L. Townsend
Samuel N. Bell	Eugene Hale	Addison Oliver	John Q. Taft
Henry W. Blair	Andrew H. Hamilton	Charles O'Neill	Jacob Turney
Nathan B. Bradley	Robert Hamilton	John B. Packer	John T. Wait
William E. Brown	Jere Haralson	Horace F. Page	Henry Waldron
Horatio C. Burchard	Ang. A. Hardenbergh	William A. Phillips	Alexander S. Wallace
John H. Burleigh	Benjamin W. Harris	Henry L. Pierce	John W. Wallace
Joseph G. Cannon	Carter H. Harrison	William A. Piper	William W. Warren
Chester W. Chapin	George W. Hendee	Harris M. Plafated	John O. Whitehouse
Simcoe B. Chittenden	Thomas J. Henderson	Allen Potter	Richard H. Whiting
Hester Clymer	Solomon L. Hoge	Joseph H. Rainey	Scott Wike
Alex. G. Cochrane	James H. Hopkins	John Robbiss	Andrew Williams
Omar D. Conger	George G. Hawkins	Milton S. Robinson	Alpheus S. Williams
Jacob P. Cowan	Jay A. Hubbell	Jeremiah M. Rusk	William B. Williams
Augustus W. Cutler	Morton C. Hunter	Julius H. Seelye	Benjamin A. Willis
John M. Davy	Frank Jones	C. H. Sinnickson	James Wilson
Samuel A. Dobbins	John A. Kasson	A. Herr Smith	Alan Wool, jr.
George H. Durand	Edward C. Kehr	Milton L. Southard	Fernando Wood
Benjamin T. Eames	William D. Kelley	Horace B. Strait	William Woodburn
John R. Eden	Alanson M. Kimball	William S. Stenger	L. D. Woodworth.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Henry H. Hathorn	Mr. C. D. MacDougall	Mr. Otho E. Singleton
William B. Anderson	Charles Hays	George W. McCrary	William B. Spencer
John H. Baker	Abram S. Hewitt	John A. McMahon	William M. Springer
Henry B. Banning	Benjamin H. Hill	Samuel F. Miller	William H. Stanton
Lymaa K. Bass	George F. Hoar	Hernando D. Money	Alex. H. Stephens
George M. Beebe	William S. Holman	James Monroe	William H. H. Stowell
Jos. C. S. Blackburn	Charles E. Hooker	William R. Morrison	Thomas Swann
Archibald M. Bliss	Eppe Hunton	Charles E. Nash	Philip F. Thomas
Lucien B. Caswell	Frank H. Hurd	Jeppha D. New	Washington Townsend
John B. Clarke	Stephen A. Hurlbut	William J. O'Brien	Alfred M. Waddell
Francis D. Collins	George A. Jenks	Henry B. Payne	Gilbert C. Walker
Samuel S. Cox	Thomas L. Jones	James Phelps	Ansel T. Walling
William W. Crapo	Charles H. Joyce	Thomas C. Platt	Elijah Ward
Lorenzo Crounse	William S. King	Henry O. Pratt	Erastus Wells
Chester B. Darrall	J. Proctor Knott	William J. Purman	G. Wiley Wells
Dudley C. Deuison	Lafayette Lane	John Reilly	William A. Wheeler
Mark H. Dennell	E. W. Leavenworth	James B. Reilly	Peter D. Wigginton
Albert G. Egbert	J. V. Le Moine	Americus V. Rice	George Willard
Charles J. Faulkner	John E. Lynch	Miles Ross	Charles G. Williams
David Dudley Field	William P. Lynde	Sobieski Ross	Jere N. Williams
Chapman Freeman	Henry S. Magoon	Milton Saylor	Benjamin Wilson.
Randall L. Gibson	Levi Matish	James Sheakley	

So the rules were not suspended, and the bill was rejected.

Mr. Canfield moved that the rules be suspended, so as to enable him to introduce, and the House to adopt and pass, the following preamble and bill, viz:

Whereas serious apprehension exists in the minds of the people that the deliberations of their representatives in Congress may be controlled or in some way interfered with by the presence of any considerable portion of the Army of the United States in Washington during the ses-

sions of Congress; and whereas it is of the highest importance that all the deliberations of Congress shall not only be free from extraneous influences, but that no reasonable ground of fear or suspicion should exist in the popular mind that any act has been the product or result of any other cause than the unbiased sense of the Representative's duty to his constituents: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be unlawful for more than one regiment or battalion of infantry of not more than five hundred men, one company of infantry and one battery of artillery not exceeding six guns, to be stationed or kept for any purpose whatsoever during the session of Congress within the limits of the District of Columbia; and the troops so stationed in said District shall be so disposed as only to guard and protect the public property. That no more than one company shall be stationed at any one point, nor shall they be drilled or reviewed in greater number than one company at a time; and no part thereof shall be brought for any purpose within a half mile of the Capitol during said session without request of Congress: *Provided, however,* That in time of war or invasion during said session of Congress, Congress shall have power to call on the President for such increase of troops in said District as to it shall seem necessary. Any officer of the United States, in the civil or military service, who brings together, or issues any order for bringing together, a larger body of troops than is above provided, or for keeping or maintaining them except as provided in this act, shall be guilty of high misdemeanor, and shall be subject to all the penalties by which such misdemeanors on the part of such officers are now punished.

And the question being put,
Shall the rules be suspended?

It was decided in the negative,	{	Yeas	99
		Nays	97
		Not voting	94

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Milton J. Durham	Mr. Frank H. Hurd	Mr. William F. Siemens
John D. C. Atkins	E. John Ellis	Frank Jones	Milton I. Southard
John C. Bagby	William H. Felton	Franklin Landers	William A. J. Sparks
John H. Bagley, jr.	David Dudley Field	William M. Levy	William H. Stanton
Richard P. Bland	Jesse J. Finley	Burwell B. Lewis	William S. Steager
James H. Blount	William H. Forney	John K. Luttrell	William H. Stone
Andrew R. Boone	Benjamin J. Franklin	L. A. Mackey	John K. Tarbox
Tani Bradford	Lucien C. Gause	Henry B. Metcalfe	Frederick H. Teese
John M. Bright	John M. Glover	Charles W. Milliken	William Terry
John Young Brown	John Goode, jr.	Roger Q. Mills	Charles P. Thompson
Aylett H. Buckler	Thomas M. Gunter	William Mitchell	J. W. Throckmorton
George C. Cabell	Andrew H. Hamilton	N. Holmes Odell	John R. Tucker
John H. Caldwell	Robert Hamilton	William A. Piper	Jacob Turney
Milton A. Candler	John Hancock	Barley F. Poppleton	Robert B. Vance
George W. Cate	Aug. A. Hardenbergh	Joseph Powell	William W. Warren
Bernard G. Canfield	Henry R. Harris	David Rea	Henry Watterson
John B. Clarke	John T. Harris	John H. Reagan	Ernestus Wells
Hiestor Clymer	Julian Hartridge	Haywood Y. Riddle	W. C. Whitthorne
Philip Cook	William Hartzell	John Robbins	Scott Wike
Jacob P. Cowan	Robert A. Hatcher	William M. Robbins	William W. Wilshire
David B. Culbertson	Eli J. Henkle	Charles R. Roberts	Benjamin Wilson
Joseph J. Davis	Frank Hereford	Alfred M. Scales	Fernando Wood
Rezin A. DeBolt	Goldsmith W. Hewitt	Gustave Schleicher	Jerse J. Yeates
George G. Dibrell	John F. Honse	John G. Schumaker	Casey Young
Beverly B. Douglas	Andrew Humphreys	James Sheakley	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Nathaniel P. Banks	Mr. John H. Burleigh	Mr. Augustus W. Cutler
Lucien L. Ainsworth	Henry B. Benning	Alexander Campbell	Lorenzo Danford
George A. Bagley	Henry W. Blair	Joseph G. Cannon	John M. Davy
John H. Baker	Nathan B. Bradley	Thomas J. Cason	Dudley C. Denison
William H. Baker	William R. Brown	Simeon B. Chittenden	Samuel A. Dobbins
Latimer W. Ballou	Horatio C. Burchard	Omar D. Conger	Benjamin T. Eames

Mr. James L. Evans	Mr. Edward C. Kehr	Mr. Harris M. Plaisted	Mr. Nelson H. Van Vorhes
Edwin Flye	William D. Kelley	Allen Potter	John L. Vance
Greenbury L. Fort	Alanson M. Klubb	Henry O. Pratt	John T. Wait
Charles Foster	George M. Landers	Joseph H. Rainey	Alexander S. Wallace
William P. Frye	Elbridge G. Lapham	John Reilly	John W. Wallace
John R. Goodin	Henry S. Magoon	Milton S. Robinson	William Walsh
Eugene Hale	James W. McDill	Jeremiah M. Rusk	Levi Warner
Jere Haralson	James Monroe	Ezekiel S. Sampson	John D. White
Benjamin W. Harris	Charles H. Morgan	John S. Savage	John O. Whitehouse
William S. Haymond	Lawrence T. Neal	Julius H. Seelye	Richard H. Whiting
George W. Hendee	Nelson I. Norton	C. H. Simeckson	Andrew Williams
Thomas J. Henderson	William J. O'Brien	Robert Smalls	Charles G. Williams
Solomon L. Hoge	Addison Oliver	A. Herr Smith	William B. Williams
James H. Hopkins	Charles O'Neill	Horace B. Strait	Benjamin A. Willis
George G. Hoskins	John B. Packer	William H. H. Stowell	James Wilson
Jay A. Hubbell	Horace F. Page	Jacob M. Thornburgh	Alan Wood, jr.
Morton C. Hunter	William A. Phillips	Martin I. Townsend	William Woodburn
John A. Hyman	Henry L. Pierce	John Q. Tufts	L. D. Woodworth.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chapman Freeman	Mr. Scott Lord	Mr. Milton Saylor
William B. Anderson	Benoni S. Fuller	John R. Lynch	Otho R. Singleton
Lyman K. Bass	James A. Garfield	William P. Lynde	William E. Smith
George M. Beebe	Raudall L. Gibson	Levi Maish	William B. Spencer
Samuel N. Bell	Carter H. Harrison	C. D. MacDongall	William M. Springer
Jos. C. S. Blackburn	Henry H. Hathorn	George W. McCrary	Alex. H. Stephens
Archibald M. Bliss	Charles Hays	William McFarland	Adlai E. Stevenson
Samuel D. Burchard	Abram S. Hewitt	John A. McMahon	Thomas Swann
William P. Caldwell	Benjamin H. Hill	Edwin R. Meade	Philip F. Thomas
Nathan T. Carr	George F. Hoar	Samuel F. Miller	Washington Townsend
Lucien B. Caswell	William S. Holman	Hernando D. Money	Alfred M. Waddell
Chester W. Chapin	Charles E. Hooker	William R. Morrison	Henry Waldron
John B. Clark, jr.	Eppa Hunton	Charles E. Nash	Charles C. B. Walker
Alex. G. Cochrane	Stephen A. Hurlbut	Jephth D. New	Gilbert C. Walker
Francis D. Collins	George A. Jenks	Henry B. Payne	Ansel T. Walling
Samuel S. Cox	Thomas L. Jones	James Phelps	Elijah Ward
William W. Crapo	Charles H. Joyce	John F. Phelps	G. Wiley Wells
Lorenzo Crouse	William S. King	Thomas C. Platt	William A. Wheeler
Chester R. Darrall	J. Proctor Knott	William J. Purman	Peter D. Wigglinton
Mark H. Dunnell	Lucius Q. C. Lamar	James B. Reilly	George Willard
George H. Durand	Lafayette Lane	Americus V. Rice	Alphens S. Williams
John R. Eden	William Lawrence	Miles Ross	James Williams
Albert G. Egbert	E. W. Leavenworth	Sobieski Ross	Jere N. Williams.
Charles J. Faulkner	J. V. Le Moyne		

So the rules were not suspended, and the preamble and bill were rejected.

A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr., his private secretary; which was handed in at the Speaker's table.

Also, a message, which was handed in at the Clerk's desk, informing the House that he did, on the 13th instant, approve and sign a bill of the following title, viz:

H. R. 4116. An act to change the name of the steamship Whirlwind to that of Arcadia.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 4281. An act to amend an act entitled "An act authorizing the repayment of Pennsylvania avenue," and the acts amendatory thereof.

The Senate have passed bills of the House of the following titles, viz:

H. R. 3156. An act to perfect the revision of the statutes of the United States; and

H. R. 3741. An act amending an act incorporating the proprietors of Glenwood Cemetery, with amendments; in which I am directed to ask the concurrence of the House of Representatives.

The Senate insists upon its amendments to the bill of the House (H. R. 2043) to improve the law in relation to dower in the District of Columbia, agrees to the conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Wright, Mr. Ingalls,

and Mr. Stevenson the managers at the said conference on the part of the Senate.

The Senate have passed a resolution to print 5,000 additional copies of the testimony taken before the Committee on Privileges and Elections in relation to the late presidential election in the States of Louisiana, Florida, and South Carolina, and to the casting of the electoral votes in the State of Oregon;

The Senate have also passed a resolution extending the time for the reporting of the commission to inquire into the change which has taken place in the relative value of gold and silver; in which resolutions I am directed to ask the concurrence of the House of Representatives.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 4281. An act to amend an act entitled "An act authorizing the repavement of Pennsylvania avenue" and the acts amendatory thereof;

S. 842. An act authorizing the Commissioners of the District of Columbia to remove the jail on Judiciary Square to grounds near the Washington Asylum, for the use of the District;

When

The Speaker signed the same.

And then,

On motion of Mr. Hubbell, at 3 o'clock and 30 minutes p. m., the House adjourned.

TUESDAY, JANUARY 16, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: The petition of Caroline M. Egbert, widow of Daniel Egbert, deceased, late medical director in the United States Navy, for a pension, to the Committee on Invalid Pensions.

By Mr. William H. Baker: The petition of citizens of New York, for the repeal of the tax on deposits, circulation, and capital of banks, to the Committee of Ways and Means.

By Mr. Banning: The petition of Mrs. Laura A. Bartlett, mother of Edward B. Bartlett, deceased, late a private in Company G, Sixty-fourth Regiment Ohio Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Candler: The petition of Louisa Walker, of Fulton County, Georgia, for compensation for property taken by the United States Army in 1864, to the Committee on War-Claims.

By Mr. Cox: Resolution of the Chamber of Commerce of New York, renewing its recommendation and request, made in May last, that the Government and Congress, in their discretion, institute the necessary measures for convening an international monetary conference, to fix the relative values of gold and silver coin, to the Committee on Banking and Currency.

By Mr. Cutler: The petition of citizens of New Bedford, Massachusetts, for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee of Ways and Means.

By Mr. Davy: The petition of citizens of Monroe County, New York, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Foster: The petition of William McKelvey and citizens of

Huron County, Ohio, that he be granted a pension, to the Committee on Revolutionary Pensions.

By Mr. Hardenbergh: The petition of J. K. Hickey, for the difference of pay between a first-class fireman and a third-class engineer, United States Navy, from July 1, 1860, to July 22, 1863, to the Committee on Naval Affairs.

By Mr. Haymond: The petition of citizens of Flora, Carroll County, Indiana, asking Congress to enforce the provisions of the act of Congress of July 24, 1866, by the purchase of the telegraph-lines of the United States by the General Government, to the Committee on the Post-Office and Post-Roads.

By Mr. Hoskins: The petition of Rollin Church and John Pierson, for compensation for seventy-three bales of cotton seized by the custom-house officials at New Orleans in 1862 and sequestered, to the Committee on the Judiciary.

By Mr. Hubbell: The petition of Charles Secor and 100 other business men of Manistee, Michigan, for an appropriation of \$30,000 for the extension of piers at the entrance of the harbor at Manistee, Michigan, to the Committee on Commerce.

By Mr. Lord: The petition of J. M. Butler, S. S. Lowery, A. J. McIntosh, C. McKinney, and other citizens of the counties of Oneida and Broome, New York, for the repeal of war-taxes on banks, both State and national, excepting on circulation, and that the subject of taxation of banks be remitted to the States and Territories as before the war, to the Committee of Ways and Means.

By Mr. Lapham: Resolutions of the Boston Board of Trade, for the passage of the Senate bill extending the time in the charter of the Northern Pacific Railroad, to the Committee on the Pacific Railroad.

By Mr. Mutchler: The petition of citizens of Pennsylvania, for the enforcement of the provisions of the act of Congress of July 24, 1866, relating to the purchase of telegraph-lines by the General Government, to the Committee on the Post-Office and Post-Roads.

By Mr. Payne: The petition of J. H. Merrill, for compensation for services rendered and moneys advanced by him while acting as sheriff of the court created by the alcalde during the outbreak at San Francisco, California, of the desperadoes called the Hounds, in 1849, and for other services rendered the United States;

By Mr. Rainey: The petition of Francis Lynch, of Cheraw, South Carolina, for compensation for supplies furnished General Sherman's command in 1865; to the Committee on War-Claims.

By Mr. John Reilly: The petition of citizens of Bedford County, Pennsylvania, in favor of the removal of the limitation in the pension-laws, to the Committee on Invalid Pensions.

Mr. Garfield, by unanimous consent, introduced a bill (H. R. 4432) granting a pension to Zepheiah Crubagh; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

On motion of Mr. Douglas, by unanimous consent, the Select Committee on the Freedman's Bank was discharged from the further consideration of the bill of the House (H. R. 4285) authorizing the Secretary of the Treasury to buy certain property for the use of the United States, and the same was referred to the Committee on Public Buildings and Grounds.

On motion of Mr. Durham, by unanimous consent, the bill of the House (H. R. 3156) to perfect the revision of the Statutes of the United

States, with the amendments of the Senate thereto, was taken from the Speaker's table, and referred to the Committee on the Revision of the Laws of the United States.

Mr. Eden, by unanimous consent, from the Committee on War-Claims, reported a bill (H. R. 4433) making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871; which was read twice, ordered to be printed, and recommitted to the said committee.

Mr. Goodin, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 4357) to secure the rights of settlers upon railroad-lands, and to repeal the first section of an act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad, and its extension to the Red River, approved July 25, 1866, reported the same with a substitute therefor; which bill, (H. R. 4434), with the same title, was ordered to be printed and recommitted to the said committee.

On motion of Mr. Stevenson, by unanimous consent, the bill of the House (H. R. 3741) amending an act incorporating the proprietors of Glenwood Cemetery, with amendments of the Senate thereto, was taken from the Speaker's table, the said amendments non-concurred in, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Stevenson, Mr. Hendee, and Mr. Hardenbergh be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Banning, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the House (H. R. 3283) for the relief of Charles Metcalfe, and the same was recommitted to the Committee on Military Affairs.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of a bill and joint resolution of the following titles, and the same were referred as follows, viz:

H. Res. 178. A bill authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, executrices of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney, to the Committee on Appropriations.

H. R. 4287. A bill for the relief of Jenkins A. Fitzgerald, assistant surgeon, United States Army.

Mr. John L. Vance, from the Committee on Printing, to which was referred the following resolution, viz:

Be it resolved by the House of Representatives, (the Senate concurring therein,) That there be printed 4,500 copies of Professor Hayden's annual report of geological and geographical survey of the Territories for 1875 and 1876; 3,000 copies of which shall be for the use of the House of Representatives, 1,000 copies for the use of the Senate, and 500 copies for the use of the office of the survey; reported the same without amendment.

Mr. Vance demanded the previous question thereon; which was seconded, and the main question ordered, and under the operation thereof the said resolution was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz :

By Mr. Glover : A bill (H. R. 4435) to relieve the legal disabilities of women, to the Committee on the Judiciary.

Ordered, That the accompanying memorial be printed in the Record.

By Mr. Benjamin Wilson : A bill (H. R. 4336) for the completion of the custom-house at Parkersburgh, West Virginia, and to furnish the same, to the Committee on Public Buildings and Grounds.

Mr. Benjamin Wilson, by unanimous consent, introduced a bill (H. R. 4337) to remove the political disabilities of Franck S. Armstead, a citizen of West Virginia ; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof).

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Henderson, by unanimous consent, introduced a bill (H. R. 4338) to establish a port of delivery at the city of Rock Island, in the State of Illinois ; which was read twice, referred to the Committee on Commerce, and ordered to be printed.

Mr. John H. Caldwell, by unanimous consent, introduced a bill (H. R. 4439) to remove the political disabilities imposed upon John H. Forney, of Calhoun County, Alabama, by the fourteenth amendment of the Constitution of the United States ; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof).

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Garfield, by unanimous consent, from the Committee of Ways and Means, to which was referred the bill of the Senate (S. 1040) to allow the late collector of internal revenue for the fourth district of Georgia his salary hitherto withheld, reported the same without amendment.

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Garfield moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Mr. George G. Cannon, by unanimous consent, introduced a bill (H. R. 4440) authorizing the sale and private entry of certain tracts of land within the limits of Salt Lake City, Utah Territory ; which was read twice, referred to the Committee on the Public Lands, and ordered to be printed.

Mr. Durand, by unanimous consent, submitted the following resolution ; which was referred to the Committee of Accounts, viz :

Resolved, That Philip W. Coleman, a late employé of the House of Representatives under the Doorkeeper, be paid his usual monthly salary for and during the month of January, 1877.

On motion of Mr. Strait, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the petitions of G. W. Penn, William P. Berry, and others, late of the Fourth Arkansas Mounted Infantry, and of Jackson Roberts, and of bills of the following titles, viz :

H. R. 2521. A bill for the relief of John H. Puff ;

H. R. 627. A bill for the relief of James M. Lee ;

H. R. 1394. A bill for the relief of Lieutenant W. H. Collings, late of the Fourteenth Pennsylvania Cavalry, now of the county of Venango, State of Pennsylvania ;

H. R. 2029. A bill to remove the charge of desertion against Levi

States, with the amendments of the Senate thereto, was taken from the Speaker's table, and referred to the Committee on the Revision of the Laws of the United States.

Mr. Eden, by unanimous consent, from the Committee on War-Claims, reported a bill (H. R. 4133) making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871; which was read twice, ordered to be printed, and recommitted to the said committee.

Mr. Goodin, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 4357) to secure the rights of settlers upon railroad-lands, and to repeal the first section of an act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad, and its extension to the Red River, approved July 25, 1866, reported the same with a substitute therefor; which bill, (H. R. 4434), with the same title, was ordered to be printed and recommitted to the said committee.

On motion of Mr. Stevenson, by unanimous consent, the bill of the House (H. R. 3741) amending an act incorporating the proprietors of Glenwood Cemetery, with amendments of the Senate thereto, was taken from the Speaker's table, the said amendments non-concurred in, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Stevenson, Mr. Hendee, and Mr. Hardenbergh be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Banning, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the House (H. R. 3283) for the relief of Charles Metcalfe, and the same was recommitted to the Committee on Military Affairs.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of a bill and joint resolution of the following titles, and the same were referred as follows, viz :

H. Res. 178. A bill authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, excentrices of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney, to the Committee on Appropriations.

H. R. 4287. A bill for the relief of Jenkins A. Fitzgerald, assistant surgeon, United States Army.

Mr. John L. Vance, from the Committee on Printing, to which was referred the following resolution, viz :

Be it resolved by the House of Representatives, (the Senate concurring therein,) That there be printed 4,500 copies of Professor Hayden's annual report of geological and geographical survey of the Territories for 1875 and 1876; 3,000 copies of which shall be for the use of the House of Representatives, 1,000 copies for the use of the Senate, and 500 copies for the use of the office of the survey; reported the same without amendment.

Mr. Vance demanded the previous question thereon; which was seconded, and the main question ordered, and under the operation thereof the said resolution was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz :

By Mr. Glover: A bill (H. R. 4435) to relieve the legal disabilities of women, to the Committee on the Judiciary.

Ordered, That the accompanying memorial be printed in the Record.

By Mr. Benjamin Wilson: A bill (H. R. 4336) for the completion of the custom-house at Parkersburgh, West Virginia, and to furnish the same, to the Committee on Public Buildings and Grounds.

Mr. Benjamin Wilson, by unanimous consent, introduced a bill (H. R. 4337) to remove the political disabilities of Franck S. Armstead, a citizen of West Virginia; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof).

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Henderson, by unanimous consent, introduced a bill (H. R. 4338) to establish a port of delivery at the city of Rock Island, in the State of Illinois; which was read twice, referred to the Committee on Commerce, and ordered to be printed.

Mr. John H. Caldwell, by unanimous consent, introduced a bill (H. R. 4439) to remove the political disabilities imposed upon John H. Forney, of Calhoun County, Alabama, by the fourteenth amendment of the Constitution of the United States; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof).

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Garfield, by unanimous consent, from the Committee of Ways and Means, to which was referred the bill of the Senate (S. 1040) to allow the late collector of internal revenue for the fourth district of Georgia his salary hitherto withheld, reported the same without amendment.

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Garfield moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. George G. Cannon, by unanimous consent, introduced a bill (H. R. 4440) authorizing the sale and private entry of certain tracts of land within the limits of Salt Lake City, Utah Territory; which was read twice, referred to the Committee on the Public Lands, and ordered to be printed.

Mr. Durand, by unanimous consent, submitted the following resolution; which was referred to the Committee of Accounts, viz :

Resolved, That Philip W. Coleman, a late employé of the House of Representatives under the Doorkeeper, be paid his usual monthly salary for and during the month of January, 1877.

On motion of Mr. Strait, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the petitions of G. W. Penn, William P. Berry, and others, late of the Fourth Arkansas Mounted Infantry, and of Jackson Roberts, and of bills of the following titles, viz :

H. R. 2521. A bill for the relief of John H. Puff;

H. R. 627. A bill for the relief of James M. Lee;

H. R. 1394. A bill for the relief of Lieutenant W. H. Collings, late of the Fourteenth Pennsylvania Cavalry, now of the county of Venango, State of Pennsylvania;

H. R. 2029. A bill to remove the charge of desertion against Levi

Sutton and George Grooms, of Company K, Eleventh Tennessee Cavalry; and the same were laid on the table.

Mr. Strait, also by unanimous consent, from the same committee, to which was referred the bill of the Senate (S. 635) to place the name of Daniel H. Kelly upon the muster-roll of Company F, Second Tennessee Infantry, reported the same without amendment.

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Strait moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Foster, by unanimous consent, submitted the following resolution: which was referred to the Committee of Accounts, viz:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay, out of the contingent fund of the House, to H. I. Burrows the sum of \$97.20 for his services as special messenger in the Doorkeeper's department, from December 5 to December 31, 1876.

Mr. Hooker, by unanimous consent, presented the memorial of certain colored citizens of the District of Columbia; which was referred to the Committee for the District of Columbia and ordered to be printed in the Record.

Mr. O'Brien, by unanimous consent, introduced a bill (H. R. 4441) for the relief of Horace E. Mullan, late lieutenant-commander in the Navy of the United States; which was read twice, referred to the Committee on Naval Affairs, and ordered to be printed.

Mr. Teese, by unanimous consent, presented the memorial of Dr. Mary E. Walker, accompanied by a bill to protect woman in her suffrage; which were referred to the Committee on the Judiciary and ordered to be printed in the Record.

The regular order being demanded, the Speaker announced as the regular order of business the call of committees for reports, and the pending question being the motion of Mr. O'Brien to reconsider the vote by which the joint resolution of the Senate (S. R. 16) to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative values of gold and silver, was rejected.

After debate,

Mr. Savage moved to lay the said motion on the table;

And the question being put,

It was decided in the affirmative,	{	Yeas	127
		Nays	104
		Not voting	59

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Alexander Campbell	Mr. John R. Eden	Mr. Julian Hartridge
Thomas S. Ashe	Joseph G. Cannon	E. John Ellis	William Hartsell
John D. C. Atkins	Nathan T. Carr	James L. Evans	Robert A. Hatch
John C. Bagby	George W. Cate	William H. Felton	William S. Haymond
John H. Baker	Bernard G. Caulfield	Jeese J. Finley	Thomas J. Henderson
Samuel N. Bell	John B. Clarke	William H. Forney	Frank Hereford
James H. Blount	John B. Clark, jr.	Greenbury L. Fort	Goldsmith W. Hewitt
Andrew R. Boone	Heister Clymer	Benjamin J. Franklin	Solomon L. Hoge
Taul Bradford	Alex. G. Cochrane	Benoni S. Fuller	William S. Holman
John M. Bright	Francis D. Collins	John M. Glover	James H. Hopkins
John Young Brown	Phillip Cook	John Goode, jr.	John F. House
William R. Brown	Jacob P. Cowan	John K. Goodin	Andrew Humphreys
Aylett H. Buckner	David B. Culberson	Thomas M. Gunter	Morton C. Hunter
Horatio C. Burchard	Joseph J. Davis	Andrew H. Hamilton	Eppa Hunton
George C. Cabell	George G. Dibrell	Robert Hamilton	John A. Hyman
John H. Caldwell	Samuel A. Dobbins	Henry R. Harris	Frank Jones
William P. Caldwell	Milton J. Durham	John T. Harris	William F. Kelley

Mr. J. Proctor Knott	Mr. Lawrence T. Neal	Mr. John S. Savage	Mr. John Q. Tufts
Lucius Q. C. Lamar	Jeppha D. New	Alfred M. Scales	Jacob Turney
Franklin Landers	John F. Phillips	James Sheakley	John L. Vance
George M. Landers	William A. Phillips	Otho R. Singleton	Robert B. Vance
William Lawrence	William A. Piper	William F. Siemons	John W. Wallace
Burwell B. Lewis	Early F. Poppleton	William E. Smith	Richard H. Whiting
John K. Luttrell	David Rea	Milton I. Southard	W. C. Whitthorne
William P. Lynde	John H. Reagan	William A. J. Sparks	Jere N. Williams
L. A. Mackey	John Reilly	William H. Stanton	William W. Wilshire
James W. McDill	Haywood V. Riddle	Horace B. Strait	Benjamin Wilson
William McFarland	William M. Robbins	Adlai E. Stevenson	James Wilson
Charles W. Milliken	Charles B. Roberts	William H. Stone	L. D. Woodworth
Roger Q. Mills	Milton S. Robinson	Frederick H. Teese	Jesse J. Yeats
Charles H. Morgan	Jeremiah M. Rusk	William Terry	Casey Young.
William Mutchler	Ezekiel S. Sampson	Philip F. Thomas	

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. William P. Frye	Mr. Henry B. Metcalfe	Mr. John K. Tarbox
Charles H. Adams	James A. Garfield	Samuel F. Miller	Charles P. Thompson
George A. Bagley	Lucien C. Gause	James Monroe	J. W. Throckmorton
John H. Bagley, Jr.	John Hancock	Nelson I. Norton	Martin I. Townsend
William H. Baker	Jere Haralson	William J. O'Brien	Nelson H. Van Vorhes
Latimer W. Billou	Aug. A. Hardenbergh	N. Holmes Odell	John T. Wait
Nathaniel P. Banks	Benjamin W. Harris	Addison Oliver	Henry Waldron
Henry W. Blair	Carter H. Harrison	Charles O'Neill	Charles C. B. Walker
Richard P. Bland	George W. Hendee	John B. Packer	Gilbert C. Walker
Archibald M. Bliss	Eli J. Hunkle	Horace F. Page	Alexander S. Wallace
Nathan J. Bradley	Abram S. Hewitt	Henry B. Payne	William Walsh
John H. Burleigh	George F. Hoar	Henry L. Pierce	Elijah Ward
Milton A. Caudler	Charles E. Hooker	Harris M. Plaisted	Levi Warner
Simeon B. Chittenden	Jay A. Hubbell	Allen Potter	William W. Warren
Omar D. Conger	Frank H. Hurd	Joseph Powell	Henry Watterson
Samuel S. Cox	John A. Kasson	Henry O. Pratt	Erastus Wells
Augustus W. Cutler	Edward C. Kehr	Joseph H. Rainey	Scott Wike
Lorenzo Danford	Alanson M. Kimball	John Robbins	George Willard
John M. Davy	Elbridge G. Lapham	Gustave Schleicher	Andrew Williams
Rezin A. DeBolt	E. W. Leavenworth	Julius H. Seelye	Alpheus S. Williams
Dudley C. Denison	J. V. Le Moine	C. H. Sinnickson	Charles G. Williams
Beverly B. Dingus	William M. Levy	Robert Small	James Williams
George H. Durand	Scott Lord	A. Herr Smith	William B. Williams
Benjamin T. Eames	John K. Lynch	William M. Springer	Benjamin A. Willis
Edwin Flye	Levi Maish	William S. Stenger	Alan Wood, Jr.
Charles Foster	Edwin R. Meade	Thomas Swann	Fernando Wood.

Those not voting are—

Mr. William B. Anderson	Mr. David Dudley Field	Mr. C. D. MacDougall	Mr. William B. Spencer
Henry B. Banning	Chapman Freeman	George W. McCrary	Alex. H. Stephens
Lyman K. Baas	Randall L. Gibson	John A. McMahon	William H. H. Stowell
George M. Beebe	Eugene Hale	Hernando D. Money	Jacob M. Thornburgh
Jo. C. S. Blackburn	Henry H. Hathorn	William R. Morrison	Washington Townsend
Samuel D. Burchard	Charles Hays	Charles E. Nash	John R. Tucker
Thomas J. Cason	Benjamin H. Hill	James Phelps	Alfred M. Waddell
Lucien B. Caswell	George G. Hoskins	Thomas C. Platt	Ansel T. Walling
Chester W. Chapin	Stephen A. Hurlbut	William J. Purman	G. Wiley Wells
William W. Crapo	George A. Jenks	James B. Reilly	William A. Wheeler
Lorenzo Crounse	Thomas L. Jones	Americus V. Rice	John D. White
Chester B. Darrall	Charles H. Joyce	Miles Ross	John O. Whitehouse
Mark H. Dunnell	William S. Kiug	Sobiecki Ross	Peter D. Wigginton
Albert G. Egbert	Lafayette Lane	Milton Saylor	William Woodburn.
Charles J. Faulkner	Henry S. Magoon	John G. Schumaker	

So the motion to reconsider was laid on the table.

Mr. Fernando Wood, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 3689) to prevent default or delay in the payment of the interest on the bonds authorized by an act of Congress approved June 20, 1874, reported the same with amendments.

The House proceeded to their consideration;
When

Mr. Holman made the point of order that as the said bill involved an appropriation of money out of the Treasury, it must receive its first consideration in the Committee of the Whole House on the state of the Union.

The Speaker sustained the point of order, and the bill was accordingly committed to the Committee of the Whole House on the state of the Union, and, with the amendments, ordered to be printed;

When

The morning hour expired.

Mr. Sparks, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported the following resolution, viz :

Resolved, That with respect to any or all subjects to be considered by the Special Committee of the House on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Votes for President and Vice-President of the United States, said committee shall have power to send for persons and papers and to sit during the sessions of the House.

Mr. Garfield made the point of order that the resolution was not a report of the committee on the subject-matter which it was authorized to investigate.

The Speaker overruled the point of order, on the ground that the committee had been given the authority to report at any time, and also on the further ground that the question involved being one of the very highest privilege, to wit, the election by the present House, in a certain contingency, of the next President of the United States, the said report was in order.

After debate,

Mr. Sparks demanded the previous question; which was seconded and the main question ordered;

And being put, viz :

Will the House agree to the said resolution ?

It was decided in the affirmative,	{	Yeas	149
		Nays	70
		Not voting	71

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Lucien L. Ainsworth
Thomas S. Ashe
John D. C. Atkins
John H. Bagley, Jr.
Henry B. Banning
Samuel N. Bell
Richard P. Bland
Archibald M. Bliss
James H. Blount
Andrew R. Boone
Taul Bradford
John M. Bright
John Young Brown
Aylett H. Buckner
John H. Burleigh
George C. Cabell
John H. Caldwell
William P. Caldwell
Alexander Campbell
Milton A. Chandler
George W. Cate
Bernard G. Caulfield
Chester W. Chapin
Simeon B. Chittenden
John B. Clarke
John B. Clark, Jr.
Heater Clymer
Alex. G. Cochrane
Francis D. Collins
Philip Cook
Jacob P. Cowan
Samuel S. Cox
David B. Culbertson
Augustus W. Cutler
Joseph J. Davis
Rezin A. DeBolt
George G. Diblell

Mr. Beverly B. Douglas
George H. Durand
Milton J. Durham
John R. Eden
E. John Ellis
William H. Felton
David Dudley Field
Jesse J. Finley
William H. Forney
Greenbury L. Fort
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
John M. Glover
John Goode, Jr.
John R. Goodin
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
Carter H. Harrison
Julian Hartridge
William Hartzell
Robert A. Hatcher
William S. Haymond
Ell J. Henkle
Frank Hereford
Goldsmith W. Hewitt
William S. Holman
Charles E. Hooker
James H. Hopkins
John F. House
Andrew Humphreys
Frank H. Hurd
Frank Jones

Mr. Edward C. Kehr
J. Proctor Kuott
Lucius Q. C. Lamar
Franklin Landers
George M. Landers
J. V. Le Moyne
William M. Levy
Burwell B. Lewis
Scott Lord
John K. Luttrell
William P. Lynde
Levi Maish
William McFarland
Edwin R. Meade
Henry B. Metcalfe
Charles W. Milliken
Charles H. Morgan
William Mutchler
Lawrence T. Neal
Jephtha D. New
N. Holmes Odell
John F. Phillips
William A. Piper
Earley F. Poppleton
Joseph Powell
David Rea
John H. Reagan
John Reilly
Haywood Y. Riddle
William M. Robbins
Charles B. Roberts
John S. Savage
Alfred M. Scales
Gustave Schleicher
John G. Schumaker
James Sheakley
William F. Siemons

Mr. William E. Smith
Milton I. Southard
William A. J. Sparks
William H. Stanton
William S. Stenger
Adlai E. Stevenson
William H. Stone
Thomas Swann
John K. Tarbox
Frederick H. Teese
William Terry
Charles P. Thompson
Philip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Charles C. B. Walker
Gilbert C. Walker
William Walsh
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
John O. Whitehouse
W. C. Whitthorne
Scott Wike
Alpheus S. Williams
James Williams
Jere N. Williams
Benjamin A. Willis
William W. Wilshire
Benjamin Wilson
Fernando Wood
Jesse J. Yeates
Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams
George A. Bagley
John H. Baker

Mr. William H. Baker
Latimer W. Ballou
Nathaniel P. Banks

Mr. Henry W. Blair
Nathan B. Bradley
William R. Brown

Mr. Horatio C. Burchard
Joseph G. Cannon
Omar D. Conger

Mr. Lorenzo Danford	Mr. John A. Hyman	Mr. William J. Purman	Mr. Nelson H. Van Vorhes
John M. Davy	John A. Kasson	Joseph H. Rainey	John T. Wait
Dudley C. Denison	William D. Kelley	Milton S. Robinson	Henry Waldron
Samuel A. Dobbins	Alanson M. Kimball	Jeremiah M. Rusk	Alexander S. Wallace
Benjamin T. Eames	Elbridge G. Lapham	Ezekiel S. Sampson	John W. Wallace
James L. Evans	William Lawrence	Julius H. Seelye	John D. White
Edwin Flye	E. W. Leavenworth	C. H. Sinnenkaon	Richard H. Whiting
Charles Foster	Samuel F. Miller	Robert Smalls	Andrew Williams
William P. Frye	James Monroe	A. Herr Smith	Charles G. Williams
James A. Garfield	Nelson I. Norton	Horace B. Strait	William B. Williams
Benjamin W. Harris	Charles O'Neill	William H. H. Stowell	James Wilson
George W. Hendee	John B. Packer	Jacob M. Thornburgh	Alan Wood, jr.
Thomas J. Henderson	Horace F. Page	Martin I. Townsend	William Woodburn
George G. Hoskins	William A. Phillips	John Q. Tufts	L. D. Woodworth.
Morton C. Hunter	Harris M. Plaisted		

Those not voting are—

Mr. William B. Anderson	Mr. John Hancock	Mr. Henry S. Magoon	Mr. Americus V. Rice
John C. Bagby	Jere Haralson	C. D. MacDougall	John Robbins
Lyman K. Bass	Henry H. Hathorn	George W. McCrary	Miles Ross
George M. Beebe	Charles Hays	James W. McDill	Soblecki Ross
Joe C. S. Blackburn	Abram S. Hewitt	John A. McMahon	Milton Saylor
Samuel D. Burchard	Benjamin H. Hill	Roger Q. Mills	Otho R. Singleton
Nathan T. Carr	George F. Hoar	Hernando D. Money	William B. Spencer
Thomas J. Cason	Solomon I. Hoge	William R. Morrison	William M. Springer
Lucien B. Caswell	Jay A. Hubbell	Charles E. Nash	Alex. H. Stephens
William W. Crapo	Eppa Hunton	William J. O'Brien	Washington Townsend
Lorenzo Crounse	Stephen A. Hurlbut	Addison Oliver	Alfred M. Waddell
Chester B. Darrall	George A. Jenks	Henry B. Payne	Ansel T. Walling
Mark H. Dunnell	Thomas L. Jones	James Phelps	Elijah Ward
Albert G. Egbert	Charles H. Joyce	Henry L. Pierce	G. Wiley Wells
Charles J. Faulkner	William S. King	Thomas C. Platt	William A. Wheeler
Chapman Freeman	Lafayette Lane	Allen Potter	Peter D. Wigginton
Randall L. Gibson	John R. Lynch	Henry O. Pratt	George Willard.
Eugene Hale	L. A. Mackey	James B. Reilly	

So the resolution was adopted.

Mr. Sparks moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed without amendment bills of the House of the following titles, viz:

H. R. 767. An act for the relief of Samuel M. Stauber and others.

H. R. 4155. An act amending the act of July 28, 1876, entitled "An act for the relief of Kendrick & Avis, Kuner, Zisemann & Zott, Kuner & Zott, all of Saint Louis, Missouri, and Nachtrieb & Co., of Galion, Ohio."

The Senate have passed bills of the following titles, viz:

S. 859. An act for the relief of certain claimants under the donation-law of Oregon, approved September 27, 1850;

S. 907. An act for the relief of Nicholas Wax, Michael Granary, and Moline Lange;

S. 1071. An act for the relief of H. E. Woodhouse & Co., of Brownsville, Texas;

in which I am directed to ask the concurrence of the House of Representatives.

The President of the United States has notified the Senate that he did, on the 15th instant, approve and sign a joint resolution of the following title, viz:

S. R. 29. Joint resolution extending the time for the making of a report by the Army commission created by the act of July 24, 1876.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills and joint resolutions of the House of the following numbers, viz:

H. R. 2300, H. R. 2835, H. Res. 171, and H. Res. 172.

On motion of Mr. House, by unanimous consent,

Ordered, That the testimony taken by the Select Committee to Inves-

tigate the Recent Election in the State of Louisiana be printed for the use of the committee.

Mr. Hereford, by unanimous consent, from the Committee on Commerce, to which was referred the bill of the House (H. R. 3853) to regulate immigration, reported the same with amendments.

Ordered, That the bill and amendments be printed and recommitted to the said committee.

Mr. Lynde, from the Committee on the Judiciary, to which was referred the report of the Select Committee to Investigate the Recent Election in Louisiana in relation to the contempt and breach of the privileges of this House by J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner, in refusing to produce to said committee certain papers mentioned in a *subpoena duces tecum* duly served upon them, and each of them, submitted a report in writing, accompanied by the following resolution, viz:

Resolved, That the Speaker of this House issue a warrant, under his hand and the seal of the House of Representatives, directing the Sergeant-at-Arms of this House, either by himself or his special deputy, to arrest and bring to the bar of the House without delay J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner, to answer for a contempt of the authority of this House and a breach of privilege, in refusing to produce to the special committee of which Hon. William B. Morrison is chairman, now sitting in New Orleans, certain papers in obedience to a *subpoena duces tecum* which was duly served upon them, and to be dealt with as the law under the facts may require.

After debate,

On motion of Mr. Lynde, by unanimous consent,

Ordered, That debate on the said resolution be limited to two hours, after which the previous question shall be then demanded.

After debate, in accordance with the foregoing order,

Mr. Lynde demanded the previous question; which was seconded and the main question ordered.

And then,

Mr. Cox, at 5 o'clock and 5 minutes p. m., moved that the House adjourn;

Pending which,

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Abbott, for four days.

To Mr. Crounse, for one week.

To Mr. Powell, for one day.

The Speaker announced the appointment of Mr. Wait as a member of the Committee on the Public Lands.

The Speaker laid before the House the following letter, viz:

HOUSE OF REPRESENTATIVES,
January 16, 1877.

To the honorable Speaker of the House of Representatives:

The undersigned would respectfully represent that he intended the answer he made to the demand made by the Speaker of him when he was last at the bar to be understood that he was entirely willing to produce all the messages demanded by the committee to the utmost extent of his power; and if allowed an opportunity he would honestly and in good faith use every effort in his power to regain possession of said messages for that purpose. He wishes to repeat that he is now willing so to do if he shall be afforded an opportunity, and that if he should fail he will still be amenable to the action of the House upon a

view of all the facts which have occurred or may transpire. And he now respectfully asks the opportunity to make the effort to produce the messages to the committee, which he cannot do while he remains in custody.

Yours, very respectfully,

E. W. BARNES.

On motion of Mr. Hunton, the said letter was referred to the Committee on the Judiciary.

Mr. Hunton, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz :

Resolved, That the Sergeant-at-Arms be, and he hereby is, authorized and allowed to permit William Orton, a witness now in custody, to return home to New York for consultation with and treatment by his attending physicians, in the company of the Sergeant-at-Arms or his deputy, to return on Friday, the 19th instant, to Washington.

And then

The motion of Mr. Cox was agreed to, and the House accordingly adjourned.

WEDNESDAY, JANUARY 17, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Clymer: The petition of C. B. McKnight and pastors of all the different churches of Reading, Pennsylvania, and of other citizens of said city, that aid be granted to the American Printing-House for the Blind and the American University for the Blind, to the Committee on Education and Labor.

By Mr. Cowan: The petition of bankers and business men of Holmes County, Ohio, for the repeal of the national tax on deposits, circulation, and capital of banks, to the Committee of Ways and Means.

By Mr. Cox: The petition of F. Rives & Co., that an appropriation be made for the purchase by Congress of the stereotype-plates and printed copies of the Congressional Globe in the possession of petitioners, to the Committee on Printing.

By Mr. Flye: The petition of citizens of Waldoborough, Maine, for the repeal of all war-taxes on banks, to the Committee on Banking and Currency.

By Mr. Hardenbergh: Papers relating to the claim of Henry M. Meade, for compensation for unavoidable losses sustained by him in the performance of his duties as paymaster in the United States Navy from 1862 to 1872, to the Committee on Naval Affairs.

By Mr. MacDougall: The petition of 65 citizens of Port Byron, New York, for the transfer of the telegraph-lines to the Post-Office Department, to the Committee on the Post-Office and Post-Roads.

Also, the petition of 92 citizens of Clyde, New York, for arrears of pension to be granted disabled soldiers and sailors of which they are now deprived by law, to the Committee on Invalid Pensions.

By Mr. Neal: The petition of Joseph Blain and 39 other citizens of Pike County, Ohio, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. A. Herr Smith: The petition of citizens of Lancaster County, Pennsylvania, that pensions in all cases shall run from the date of the discharge of the soldier, to the Committee on Invalid Pensions.

By Mr. Turney: Two petitions, signed by 328 citizens of Greene County, Pennsylvania, for the amendment of section 4472 of the Revised Statutes,

so that crude petroleum can be transported on steamboats carrying passengers, to the Committee on Commerce.

By Mr. Waldron: The petition of Lewis Christie and 85 other citizens of Oakville, Michigan, and vicinity, for the purchase of telegraph-lines by the Government;

By Mr. Jere N. Williams: The petition of citizens of Alabama, for the establishment of a post-route from Perote, in Bullock County, to Brundigee, in Pike County, Alabama;

to the Committee on the Post-Office and Post-Roads.

Mr. Stone, by unanimous consent, submitted a proposed amendment, in the nature of a substitute, to the bill of the House (H. R. 3922) to provide for the organization of the Territory of Oklahoma, and for the better protection of the Indian tribes therein; which proposed amendment was ordered to be printed and referred to the Committee on Indian Affairs.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Kidder: A bill (H. R. 4442) extending the time of payment for public lands in cases where crops have been injured or destroyed by grasshoppers, to the Committee on the Public Lands.

Also, a bill (H. R. 4443) to amend "An act to provide a temporary government for the Territory of Dakota," approved March 2, 1861, to the Committee on the Territories.

Also, a bill (H. R. 4444) to establish a land-district in the Black Hills, in the Territory of Dakota, to the Committee on the Public Lands.

By Mr. Clymer: A bill (H. R. 4445) for the relief of Caroline M. Egbert, to the Committee on Invalid Pensions.

By Mr. Turney: A bill (H. R. 4446) to amend section 4472 of the Revised Statutes, so far as the same relates to the transportation of petroleum on steamers carrying passengers, to the Committee on Commerce.

By Mr. Alexander S. Wallace: A bill (H. R. 4447) to pay to B. S. James money due him for transportation of the mails over route 5610, to the Committee of Claims.

Mr. Willard, by unanimous consent, presented a memorial of citizens of the District of Columbia, praying the right of suffrage; which was referred to the Committee for the District of Columbia.

Mr. Banning, by unanimous consent, submitted a resolution; which was read, considered, and agreed to, viz:

Resolved, That the Secretary of War be requested to report upon the expediency and utility of constructing a harbor of refuge on the Ohio River at the mouth of Mill Creek, Cincinnati, Ohio.

Mr. Caulfield, by unanimous consent, from the Committee on the Judiciary, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That E. W. Barnes be permitted to repair at once to New Orleans, in the custody of a deputy sergeant-at-arms, for the purpose of procuring the telegraphic dispatches heretofore mentioned in the report of the Judiciary Committee of this House, and within ten days bring them before the committee of investigation, at Washington, of which Hon. William R. Morrison is chairman, and abide the further action of this House.

Mr. Caulfield moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Flye, by unanimous consent, presented the memorial of George W. Lawrence, of Damariscotta, Maine, praying for compensation for

extra labor and materials required in building certain gunboats for the Government in consequence of changes made in the contract, and the same was referred to the Committee on Naval Affairs.

On motion of Mr. John B. Clark, jr., the Committee on the Post-Office and Post-Roads was discharged from the further consideration of the petitions of Rufus M. Hodgkins and Samuel R. Atwell, and bills of the House of the following titles, viz:

H. R. 4210. A bill for the relief of Joseph Brown, postmaster of New Castle, Maine;

H. R. 4215. A bill for the relief of Mrs. Edith F. Ross; and

H. R. 4216. A bill for the relief of the administrator or legal representatives of James T. Johnson, deceased, late of Montgomery County, Mississippi;

and the same were referred to the Committee of Claims.

On motion of Mr. House,

Ordered, That the testimony taken by the Select Committee on the Recent Election in Louisiana be printed for the use of the said committee.

On motion of Mr. Cox,

Ordered, That the testimony taken by the Select Committee to Investigate the Recent Election in the Cities of New York, Philadelphia, Brooklyn, and Jersey City, and also certain charges against the Post-Office Department, be printed for the use of the said committee.

Mr. Alexander S. Wallace, by unanimous consent, introduced a bill (H. R. 4448) to remove the political disabilities of A. W. Burnet, of South Carolina; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, bills were further introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Lane: A bill (H. R. 4449) for the protection of settlers on the public lands of the United States, to the Committee on the Public Lands.

By Mr. Sampson: A bill (H. R. 4450) authorizing full payment of bounty to certain "veteran volunteers," to the Committee on Military Affairs.

By Mr. John Robbins: A bill (H. R. 4451) to relieve the heirs of the late Henry Hoover, to the Committee on Naval Affairs.

Mr. Erastus Wells, from the Committee on Appropriations, reported a bill (H. R. 4452) making appropriations for the current and contingent expenses of the Indian Department and for fulfilling treaty stipulations with various Indian tribes for the year ending June 30, 1878, and for other purposes; which bill was read twice, committed to the Committee of the Whole House on the state of the Union, and made the special order therein for to-morrow, (January 18,) after the morning hour, and from day to day thereafter until disposed of.

Mr. James Wilson reserved all points of order on the said bill.

On motion of Mr. Erastus Wells, the same committee was discharged from the further consideration of Mis. Doc. 10, second session Forty-fourth Congress, and the same was referred to the Committee on Agriculture.

Mr. John T. Harris, by unanimous consent, submitted the following resolution; which was referred to the Select Committee on Counting the Electoral Vote.

Whereas it is provided by Article II, section 1, Constitution of the United States, that each State shall appoint, in such manner as the legislature thereof may direct, a number of electors equal to the whole

number of Senators and Representatives to which the State may be entitled in the Congress; and whereas it is provided in Article XII of the amendments to the Constitution that the person having the greatest number of votes for President shall be President, if such number be a majority of the whole number appointed: Therefore,

Resolved, That the Special Committee on the Powers, Duties, and Privileges of the House in Counting the Vote for President and Vice-President be instructed to report what number of electoral votes, in their opinion, is necessary under the Constitution to elect a President and Vice-President.

The regular order being demanded, the Speaker announced as the regular order of business the consideration of the following resolution, the pending question being on the adoption of the said resolution, viz:

Resolved, That the Speaker of this House issue a warrant, under his hand and the seal of the House of Representatives, directing the Sergeant-at-Arms of this House, either by himself or his special deputy, to arrest and bring to the bar of the House without delay J. Madison Wells, Thomas C. Anderson, G. Casanave, and Lewis M. Kenner, to answer for a contempt of the authority of this House and a breach of privilege, in refusing to produce to the special committee of which Hon. William B. Morrisou is chairman, now sitting in New Orleans, certain papers, in obedience a *subpœna duces tecum* which was duly served upon them, and to be dealt with as the law under the facts may require.

After debate,

The question was then put:

Will the House agree to the said resolution?

And it was decided in the affirmative	{	Yeas	158
		Nays	81
		Not voting	51

The yeas and nays being demanded by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Milton J. Durham	Mr. Burrwell B. Lewis	Mr. William E. Smith
Thomas S. Ashe	John R. Eden	Scott Lord	Milton I. Southard
John D. C. Atkins	E. John Ellis	John K. Luttrell	William A. J. Sparks
John C. Bagby	William H. Felton	William P. Lynde	William H. Stanton
John H. Bagley, jr.	David Dudley Field	L. A. Mackey	William S. Stenger
Henry B. Banning	Jesse J. Finley	Levi Malah	Adlai E. Stevenson
Samuel N. Bell	William H. Forney	William McFarland	William H. Stone
Richard P. Bland	Benjamin J. Franklin	John A. McMahon	Thomas Swann
Archibald M. Bliss	Benoni S. Fuller	Edwin R. Meade	John K. Tarbox
James H. Blount	Lucien C. Gause	Henry B. Metcalfe	William Terry
Andrew R. Boone	John R. Goodin	Charles W. Milliken	Charles P. Thompson
Taul Bradford	Thomas M. Gunter	Roger Q. Mills	Philip F. Thomas
John M. Bright	Andrew H. Hamilton	Hernando D. Money	J. W. Throckmorton
John Young Brown	Robert Hamilton	Charles H. Morgan	John E. Tucker
Aylett H. Buckner	Henry R. Harris	William Mutchler	Jacob Turney
Samuel D. Burdard	John T. Harris	Lawrence T. Neal	John L. Vance
John H. Burleigh	Carter H. Harrison	Jeptha D. New	Robert B. Vance
George C. Cabell	Julian Hartridge	William J. O'Brien	Alfred M. Waddell
John H. Caldwell	William Hartzell	N. Holmes Odell	Charles C. B. Walker
William P. Caldwell	Robert A. Hatcher	John F. Phillips	Gilbert C. Walker
Alexander Camp ell	William S. Haymond	Henry L. Pierce	Ansel T. Walling
Milton A. Candler	Frank Hereford	William A. Piper	William Walsh
Nathan T. Carr	Goldsmith W. Hewitt	Earley F. Poppleton	Eljah Ward
George W. Cate	William S. Holman	David Rea	Levi Warner
Bernard G. Canfield	Charles E. Hooker	John H. Reagan	William W. Warren
John B. Clarke	James H. Hopkins	John Reilly	Henry Watterson
Hester Clymer	John F. House	Americus V. Rice	Erastus Wells
Alex. G. Cochrane	Andrew Humphreys	Haywood Y. Riddle	W. C. Whitthorne
Francis D. Collins	Frank H. Hurd	John Robbins	Peter D. Wiggins
Phillip Cook	Thomas L. Jones	William M. Robbins	Scott Wike
Jacob P. Cowan	Edward C. Kehr	Charles B. Roberts	Alpheus S. Williams
Samuel S. Cox	J. Proctor Knott	John S. Savage	James Williams
David B. Culbertson	Lucius Q. C. Lamar	Milton Saylor	Jere N. Williams
Augustus W. Cutler	Franklin Landers	Alfred M. Seales	Benjamin A. Willis
Joseph J. Davis	George M. Landers	Gustave Schleicher	Benjamin W. Wilshire
Rexin A. DeBolt	Lafayette Lane	John G. Schumaker	William Wilson
George G. Dibrell	J. V. Le Moyne	James Sheakley	Fernando Wood
Beverly B. Douglas	William M. Levy	Otho R. Singleton	Jesse J. Yeates
George H. Durand		William F. Slemons	Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. C. D. MacDougall	Mr. A. Herr Smith
George A. Bagley	Charles Foster	James W. McDill	Horace B. Strait
John H. Baker	William F. Frye	Samuel F. Miller	William H. H. Stowell
William H. Baker	James A. Garfield	James Monroe	Jacob M. Thornburgh
Latimer W. Ballou	Jere Haralson	Nelson I. Norton	Martin I. Townsend
Nathaniel P. Banks	Benjamin W. Harris	Addison Oliver	John Q. Tufts
Henry W. Blair	George W. Hendee	Charles O'Neill	Nelson H. Van Vorhes
Nathan B. Bradley	Thomas J. Henderson	John B. Packer	John T. Walt
William R. Brown	Solomon L. Hoge	Horace F. Page	Alexander S. Wallace
Horatio C. Burchard	George G. Hoskins	Harris M. Plaisted	John W. Wallace
Joseph G. Cannon	Jay A. Hubbell	Allen Potter	John D. White
Simcoe B. Chittenden	Morton C. Hunter	Henry O. Pratt	John O. Whitehouse
Omar D. Conger	John A. Hyman	William J. Purman	Richard H. Whiting
William W. Crapo	John A. Kasson	Joseph H. Rainey	Andrew Williams
Lorenzo Danford	William D. Kelley	Milton S. Robinson	Charles G. Williams
John M. Davy	Alanson M. Kimball	Jeremiah M. Rusk	William B. Williams
Dudley C. Denison	Elbridge G. Lapham	Ezekiel S. Sampson	James Wilson
Samuel A. Dobbins	William Lawrence	Julius H. Seelye	Alan Wood, Jr.
Benjamin T. Eames	E. W. Leavenworth	C. H. Sinnenkott	William Woodburn
James L. Evans	Henry S. Magoon	Robert Smalls	L. D. Woodworth.
Edwin Flye			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chapman Freeman	Mr. Stephen A. Hurlbut	Mr. James B. Reilly
William B. Anderson	Randall L. Gibson	George A. Jenks	Miles Ross
Lyman K. Bass	John M. Glover	Charles H. Joyce	Sobiecki Ross
George M. Beebe	John Goode, Jr.	William S. King	William B. Spencer
Jos. C. S. Blackburn	Engene Hale	John R. Lynch	William M. Springer
Thomas J. Cason	John Hancock	George W. McCrary	Alex. H. Stephens
Lucien B. Caswell	Henry H. Hathorn	William R. Morrison	Frederick H. Teese
Chester W. Chapin	Charles Hays	Charles E. Nash	Washington Townsend
Lorenzo Crounse	Eli J. Henkle	Henry B. Payne	Henry Waldron
Chester B. Darrall	Abram S. Hewitt	James Phelps	G. Wiley Wells
Mark H. Dunnell	Benjamin H. Hill	William A. Phillips	William A. Wheeler
Albert G. Egbert	Georg F. Hoar	Thomas C. Platt	George Willard.
Charles J. Faulkner	Eppa Hunton	Joseph Powell	

So the resolution was adopted.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks.

Mr. Speaker : The Senate have passed without amendment bills of the House of the following titles, viz :

H. R. 940. An act for the relief of Edwin Ebert.

H. R. 1521. An act granting a pension to Louis A. McLaughlin.

H. R. 2242. An act granting a pension to George McColly.

H. R. 2287. An act for the relief of Peters and Reed, naval contractors at Norfolk navy-yard in year 1860.

H. R. 2653. An act making appropriation for the improvement and repair of the military road between Springfield and Fort Randall, in the Territory of Dakota.

H. R. 2842. An act granting a pension to Robert S. Toland.

H. R. 3500. An act granting a pension to Nelson Ainslie.

The Senate have passed a joint resolution of the House (H. Res. 181) authorizing the Public Printer to bind in cloth the reserve and stitched copies of the House compilation entitled Counting the Electoral Vote, with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz :

S. 109. An act for the relief of the estate of J. M. Micaw, of the State of Alabama ;

S. 931. An act for the relief of H. H. Mathis, of Arkansas ;

S. 947. An act for the relief of the estate of Jacob Senseney, of Winchester, Virginia ;

S. 949. An act for the relief of A. M. Garoutte, late captain and assistant quartermaster, United States Army ;

S. 1118. An act granting a pension to Mrs. Amy King ;

S. 1123. An act granting a pension to Marsilvia F. Woodard, mother of George R. Woodard; in which I am directed to ask the concurrence of the House of Representatives.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the House of the following titles, viz:

H. R. 767. An act for the relief of Samuel B. Stauber and others.

H. R. 4155. An act amending the act of July 28, 1876, entitled "An act for the relief of Kendrick & Avis, Kuer, Zisemann & Zott, Kuer & Zott, all of Saint Louis, Missouri, and Nachtrieb & Co., of Galion, Ohio;"

When

The Speaker signed the same.

Mr. Foster, by unanimous consent, from the Committee on Appropriations, to which was referred the bill of the House (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, reported the same, recommending concurrence in the amendments of the Senate numbered respectively 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 13, 15, and 16, non-concurrence with amendments numbered 7 and 14, and concurrence in the amendment numbered 12, with an amendment thereto.

The House having proceeded to their consideration,

The said amendments numbered 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 13, 15, and 16 were severally concurred in.

The said amendments numbered 7 and 14 were non-concurred in.

The question then being on concurring in the amendment numbered 12, to which the committee propose the following amendment, viz: Strike out lines 17, 18, 19, and 20, page 3 of the bill, and insert in lieu thereof the following, viz:

For miscellaneous items, and to defray the actual necessary expenses of the committee making the investigations ordered by direction of the House, and to pay expenses necessarily incurred in connection therewith, thirty-three thousand dollars, or so much thereof as may be necessary; twenty-four thousand four hundred and fifty-six dollars and thirty-nine cents of which shall be exclusively applied to pay fees of witnesses summoned before committees of the House and other expenses incident to investigations not otherwise provided for. That the members of committees directed to make investigations at points other than the capital shall only be paid their actual and necessary traveling expenses while engaged in the performance of said duties;

When

Mr. Roberts submitted the following amendment; which was agreed to, viz:

Provided further, That eight thousand dollars of this sum may be used for purposes other than those relating to investigations.

The question then recurring on the amendment of the committee, as amended, the same was agreed to.

The amendment of the Senate, as amended, was then concurred in.

Mr. Foster moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the action of the House on their said amendments, and also request their concurrence in the amendment of the House to their amendment numbered 12.

The Speaker, by unanimous consent, laid before the House the following messages from the President of the United States, here-

before received; which were severally read, ordered to be printed, and referred as follows, viz:

To the House of Representatives:

The joint resolution authorizing the Secretary of War to supply blankets to the Reform School in the District of Columbia is before me.

I am in entire sympathy with the purpose of the resolution, but before taking any action upon it I deem it my duty to submit for your consideration the accompanying letter received from the Secretary of War, embodying a report made in anticipation of the passage of the resolution by the Quartermaster-General of the Army, in which, among other facts, it is stated that "the appropriation for clothing for the Army for this fiscal year is much smaller than usual, and the supply of blankets which it will allow us to purchase is so small that none can properly be spared for other purposes than the supply of the Army.

"If it be thought by Congress worth while to cause the supply of blankets for the institution referred to to be procured through the War Department, it is respectfully suggested that provision to meet the expense be made by special appropriation."

U. S. GRANT.

EXECUTIVE MANSION, *January 15, 1877.*

to the Committee on Military Affairs.

To the House of Representatives:

For the reasons set forth in the accompanying communication addressed to the Secretary of the Interior by the Commissioner of the General Land-Office, I have the honor to return herewith, without my signature, the bill (H. R. 2041) entitled "An act to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead-entries."

U. S. GRANT.

EXECUTIVE MANSION, *January 15, 1877.*

to the Committee on the Public Lands.

The Speaker, by unanimous consent, laid before the House executive and other communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, in relation to the management of the Louisville and Portland Canal, to the Committee on Commerce and ordered to be printed.

II. A letter from the Secretary of War, transmitting a report on the destruction of the reef at Hallett's Point, Hell Gate;

III. A letter from the Secretary of War, transmitting a report in relation to the improvement of the Fox and Wisconsin Rivers; to the Committee on Commerce and ordered to be printed.

IV. A letter from the Secretary of War, in relation to an appropriation for the relief of Major S. M. Reynolds, late assistant paymaster of the United States Army;

V. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the case of Lieutenant A. N. Greeley, Fifth Cavalry;

VI. A letter from the Secretary of the Interior, recommending an appropriation to re-imburse certain Indian expenses in Oregon; to the Committee on Military Affairs.

VII. A letter from the Secretary of the Interior, relative to the payment of James Brown, special agent of the Indian Department in Oregon, to the Committee on Indian Affairs.

VIII. A letter from the Secretary of the Interior, transmitting maps,

When

The amendment reported by the Committee of Claims was agreed to. *Ordered*, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

The regular order being demanded, the Speaker announced the regular order of business to be the motion of Mr. Knott to reconsider the vote by which the following resolutions were recommitted to the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, viz :

Resolved, First. That the Constitution of the United States does not confer upon the President of the Senate the power to examine and ascertain the votes to be counted as the electoral votes for President and Vice-President of the United States.

Second. That the only power which the Constitution of the United States confers upon the President of the Senate in respect to the electoral votes for President and Vice-President of the United States is to receive the sealed lists transmitted to him by the several electoral colleges, to keep the same safely, and to open all the certificates, or those purporting to be such, in the presence of the Senate and House of Representatives.

Third. That the Constitution of the United States does confer upon the Senate and the House of Representatives the power to examine and ascertain the votes to be counted as electoral votes.

Fourth. That in the execution of their power in respect to the counting of the electoral vote, the House of Representatives is at least equal with the Senate.

Fifth. That in the counting of the electoral votes no vote can be counted against the judgment and determination of the House of Representatives.

Sixth. That the committee have leave to sit again and report hereafter further matter for the consideration of the House.

When

Mr. James Wilson raised the question of consideration.

The Speaker stated that the said motion to reconsider was called up by Mr. Knott on yesterday, who then yielded for a motion to adjourn, and being pending at the time of adjournment, became the unfinished business of yesterday's session, and was thereby the regular order of business after the reading of the Journal. The gentleman from Iowa (Mr. James Wilson) having stated his purpose to raise the question of consideration, which he was precluded from doing by the motion to adjourn, the Chair would now entertain the question of consideration.

And the said question being put, viz :

Will the House now consider the said motion ?

It was decided in the affirmative,	{	Yeas	141
		Nays	81
		Not voting	67

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Archibald M. Bliss	Mr. John H. Caldwell	Mr. Hester Clymer
William B. Anderson	James H. Blount	William P. Caldwell	Alex. G. Cochrane
Thomas S. Ashe	Taul Bradford	Alexander Campbell	Francis D. Collins
John D. C. Atkins	John M. Bright	Nathan T. Carr	Philip Cook
John C. Bagby	John Young Brown	George W. Cate	Jacob P. Cowan
John H. Bagley, jr.	Aylett H. Buckner	Bernard G. Caulfield	Samuel S. Cox
Henry B. Banning	Samuel D. Burchard	John B. Clarke	David B. Calhoun
Richard P. Bland	George C. Cabell	John B. Clark, jr.	Augustus W. Cutler

Mr. Joseph J. Davis	Mr. James H. Hopkins	Mr. Lawrence T. Neal	Mr. William H. Stone
Rezin A. DeBolt	John F. House	Jephtha D. New	Thomas Swanwick
George G. Dibrell	Andrew Humphreys	William J. O'Brien	John K. Tarbox
Beverly B. Douglas	Eppa Hunton	N. Holmes Odell	William Terry
Milton J. Durham	Frank H. Hurd	John F. Phillips	Charles P. Thompson
John R. Eden	Frank Jones	William A. Piper	Philip F. Thomas
E. John Ellis	Thomas L. Jones	Earley F. Poppleton	J. W. Throckmorton
William H. Felton	J. Proctor Knott	Joseph Powell	John R. Tucker
David Dudley Field	Lucius Q. C. Lamar	David Rea	Jacob Turney
Jease J. Finley	Franklin Landers	John H. Reagan	John L. Vance
William H. Forney	George M. Landers	John Reilly	Robert B. Vance
Benjamin J. Franklin	J. V. Le Moyne	Americus V. Rice	Alfred M. Waddell
Benoni S. Fuller	William M. Levy	Haywood Y. Riddle	Charles C. B. Walker
Lucien C. Gause	Burwell B. Lewis	John Robbins	Gilbert C. Walker
John Goode, jr.	Scott Lord	William M. Robbins	Ansel T. Walling
Thomas M. Gunter	John K. Luttrell	Charles B. Roberts	Levi Warner
Andrew H. Hamilton	William P. Lynde	John S. Savage	William W. Warren
Robert Hamilton	L. A. Mackey	Alfred M. Scales	Erastus Wells
Henry R. Harris	Levi Malish	John G. Schumaker	W. C. Whitthorne
Carter H. Harrison	William McFarland	James Sheakley	Peter D. Wigginton
Julian Hartridge	John A. McMahon	Otho R. Singleton	Scott Wike
William Hartzell	Henry R. Metcalfe	William E. Smith	James Williams
Robert A. Hatcher	Charles W. Milliken	Milton I. Southard	Jere N. Williams
William S. Haymond	Roger Q. Mills	William A. J. Sparks	William W. Willshire
Eliz J. Henkle	Hernando D. Money	William M. Springer	Benjamin Wilson
Goldsmith W. Hewitt	Charles H. Morgan	William H. Stanton	Fernando Wood
William S. Holman	William Mutchler	Adlai E. Stevenson	Jesse J. Yates.
Charles K. Hooker			

Those voting in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. William Lawrence	Mr. C. H. Sinniekson
George A. Bagley	Greenbury L. Fort	E. W. Leavenworth	Robert Smalls
John H. Baker	William P. Frye	John R. Lynch	A. Herr Smith
William H. Baker	James A. Garfield	C. D. MacDougall	Horace B. Strait
Latimer W. Ballou	Eugene Hale	James W. McDill	Jacob M. Thornburgh
Henry W. Blair	Jere Haralson	Samuel F. Miller	Martin I. Townsend
Nathan B. Bradley	Aug. A. Hardenbergh	James Monroe	John Q. Tufts
William R. Brown	Benjamin W. Harris	Nelson I. Norton	Nelson H. Van Vorhes
Horatio C. Burchard	George W. Hendee	Addison Oliver	John T. Wait
John H. Burleigh	Thomas J. Henderson	Charles O'Neill	Henry Waldron
Milton A. Candler	George F. Hoar	John B. Packer	Alexander S. Wallace
Joseph G. Cannon	Solomon L. Hoge	Henry L. Pierce	John W. Wallace
Lucien B. Caswell	George G. Hoskins	Harris M. Plaisted	John D. White
Simeon B. Chittenden	Jay A. Hubbell	Allen Potter	Richard H. Whiting
Omar D. Conger	Morton C. Hunter	Henry O. Pratt	Andrew Williams
Lorenzo Danford	Stephen A. Hurlbut	William J. Purman	Charles G. Williams
John M. Davy	Charles H. Joyce	Joseph H. Rainey	William B. Williams
Dudley C. Denison	Edward C. Kehr	Milton S. Robinson	James Wilson
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel S. Sampson	Alan Wood, jr.
Benjamin T. Eames	Elbridge G. Lapham	Julius H. Seelye	L. D. Woodworth.
James L. Evans			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chapman Freeman	Mr. Henry S. Magoon	Mr. William S. Stenger
Nathaniel P. Banks	Randall L. Gibson	George W. McCrary	Alex. H. Stephens
Lyman K. Bass	John M. Glover	Edwin R. Meade	William H. H. Stowell
George M. Beebe	John R. Goodin	William R. Morrison	Frederick H. Teese
Samuel N. Bell	John Hancock	Charles E. Nash	Washington Townsend
Jos. C. S. Blackburn	John T. Harris	Horace F. Page	William Walsh
Andrew R. Boone	Henry H. Hathorn	Henry B. Payne	Elijah Ward
Thomas J. Cason	Charles Hays	James Phelps	Henry Watterson
Chester W. Chapin	Frank Hereford	William A. Phillips	G. Wiley Wells
William W. Crapo	Abram S. Hewitt	Thomas C. Platt	William A. Wheeler
Lorenzo Crounse	Benjamin H. Hill	James B. Reilly	John O. Whitehouse
Chester B. Darrall	John A. Hyman	Miles Ross	George Willard
Mark H. Dunnell	George A. Jenks	Sobiecki Ross	Alphens S. Williams
George H. Durand	John A. Kasson	Jeremiah M. Rusk	Benjamin A. Willis
Albert G. Egbert	William D. Kelley	Milton Saylor	William Woodburn
Charles J. Faulkner	William S. King	Gustave Schleicher	Casey Young.
Charles Foster	Lafayette Lane	William F. Slemmons	

So the House decided to consider the said motion.

After debate thereon,

The motion to reconsider was agreed to.

And then

Mr. Knott, by unanimous consent, withdrew the motion to recommit the said resolution to the select committee.

The question being on the adoption of the said resolutions;

Pending which,

Mr. Horatio C. Burchard, by unanimous consent, on behalf of the minority of the said select committee, submitted the following resolutions as a substitute therefor:

Resolved, first. That it is the power and duty of the House, conjointly with the Senate, to provide by law or other constitutional method a mode for fairly and truly ascertaining and properly counting the electoral vote of each State, so as to give effect to the choice of each State in the election of President and Vice-President.

Resolved, second. That in the absence of legislative provision on the subject or authoritative direction from the Senate and House of Representatives, the President of the Senate, upon opening the certificates, declares and counts the electoral vote for President and Vice-President of the United States.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed without amendment a bill of the House of the following title, viz:

H. R. 1850. An act granting a pension to Harvey B. Kilborn, private in Company C, Thirtieth Regiment Pennsylvania Militia.

The Senate have passed bills of the House of the following titles, viz:

H. R. 231. An act for the relief of Robert Erwin;

H. R. 859. An act for the benefit of Andrew Williams, of Weakley County, Tennessee;
with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 36. An act amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have since its termination enlisted in the Army of the United States and become disabled;

S. 286. An act for the relief of W. S. McComb, of the State of Georgia;

S. 734. An act for the relief of William Jasper Cordill;

S. 920. An act to authorize Louis Petoskey, of Michigan, to enter a certain tract of land which embraces his home and improvements;

S. 948. An act for the relief of Thomas M. Simmons;
in which bills I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3741) amending an act incorporating the proprietors of Glenwood Cemetery.

The Senate insist upon their amendments to the bill of the House (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes, disagreed to by the House of Representatives, disagree to the amendment of the House to the amendment of the Senate to the said bill, and ask a conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Allison, and Mr. Withers the managers at the said conference on the part of the Senate.

Subsequently,

On motion of Mr. Foster, by unanimous consent,

Ordered, That the House further disagree to the amendments of the Senate to the said bill, and insist upon its amendment to the amendment of the Senate to the said bill, and agree to the conference asked by the Senate thereon.

Ordered, That Mr. Foster, Mr. Holman, and Mr. Blount be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Payne, from the Select Committee on the Counting of the Electoral Votes for President and Vice-President, submitted a report in writing, accompanied by a bill.

The report and bill having been read,

Mr. Payne moved that the same be printed and be recommitted to the said committee; which motion was agreed to.

The said bill (H. R. 4454) to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, was accordingly read twice, ordered to be printed, and recommitted to the said committee.

Mr. Payne moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion by Mr. Payne, by unanimous consent,

Ordered, That 5,000 extra copies of the said report and bill be printed for the use of the House.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 940. An act for the relief of Edwin Ebert;

H. R. 1521. An act granting a pension to Louis A. McLaughlin;

H. R. 2242. An act granting a pension to George McColly;

H. R. 2287. An act for the relief of Peters & Reed, naval contractors at Norfolk navy-yard in the year 1860;

H. R. 2653. An act making appropriation for the improvement and repair of the military road between Springfield and Fort Randall, in the Territory of Dakota;

H. R. 2842. An act granting a pension to Robert S. Toland;

H. R. 3500. An act granting a pension to Nelson Ainslie;

S. 685. An act to place the name of Daniel H. Kelly upon the muster-roll of Company F, Second Tennessee Infantry;

S. 1040. An act to allow the late collector of internal revenue for the fourth district of Georgia his salary hitherto withheld;

When

The Speaker signed the same.

On motion of Mr. John B. Clark, jr., by unanimous consent, the bill of the House (H. R. 3628) establishing post-roads, with the amendments of the Senate thereto, was taken from the Speaker's table, the amendments of the Senate to the said bill further disagreed to, and the conference asked by the Senate on the disagreeing votes of the two houses thereon agreed to.

The Speaker announced the appointment of Mr. John B. Clark, jr., Mr. Ainsworth, and Mr. Miller as the managers of the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hurlbut, at 3 o'clock and 40 minutes, moved that the House adjourn;

Pending which,

On motion of Mr. Holman, by unanimous consent, the bill of the Senate (S. 1113) to authorize the taking of certain parcels of land for the public use at the intersection of Pennsylvania and Maryland avenues, on the west front of the Capitol grounds, was taken from the Speaker's table, read twice, and referred to the Committee on Public Buildings and Grounds.

On motion of Mr. Hartridge, by unanimous consent, the bill of the House (H. R. 231) for the relief of Robert Erwin, with the amendments of the Senate thereto, were taken from the Speaker's table, and the said amendments concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hartridge moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House the following executive communications; which were referred as follows, viz:

I. A letter from the Secretary of War, transmitting the report of the Chief of Engineers, under section 3 of the river and harbor act of August 14, 1876, to the Committee on Commerce.

II. A letter from the Secretary of War, relative to a report of the court-martial of Major Justus McKinstry, to the Committee on Military Affairs and ordered to be printed.

And then

The motion of Mr. Hurlbut was agreed to, and the House accordingly adjourned.

FRIDAY, JANUARY 19, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Bagley, jr.: The petition of Charles M. Thomas and others, of Kingston, New York, that pensioners be paid from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Blair: The petition of citizens of Cambridge City, Indiana, for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee on the Judiciary.

By Mr. Burleigh: The petition of Samuel L. Paiue, late a private in the Ninth Regiment Maine Infantry, for a pension, to the Committee on Invalid Pensions.

By Mr. Cox: The petition of Jonas R. Levy, that the Secretary of State be directed to return to him the title-deeds and other documents belonging to him and others he represents, turned over to the State Department by the Mexican commission, to the Committee on Foreign Affairs.

By Mr. Crapo: The petition of Caroline S. Webster, widow of Colonel Fletcher Webster, for an increase of pension, to the Committee on Invalid Pensions.

Also, the petition of S. W. Hall and others, of Marion, Massachusetts, for cheap telegraphy;

By Mr. Cutler: The petition of citizens of Woodbridge, New Jersey, of similar import; to the Committee on the Post-Office and Post-Roads.

Also, the petition of the Friends' Temperance Union of New York, signed by its officers, for the passage of the Senate bill providing for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee of Ways and Means.

By Mr. Finley: The petition of citizens of Florida, for authority to construct a ship-canal at the head of Lake George, Florida, to the Committee on Railways and Canals.

By Mr. Hubbell: The petition of Israel Frost and 40 other citizens of Oxford County, Michigan, for the enforcement of the provisions of the act of July 24, 1866, providing for the purchase of telegraph lines by the General Government, to the Committee on the Post-Office and Post-Roads.

By Mr. Hunton: The petition of the heirs of Jacob Dehaven, to refund the money advanced by said Dehaven to carry on the revolutionary war, to the Committee on Revolutionary Pensions.

By Mr. Kasson: The petition of citizens of Iowa, for cheap telegraphy;
By Mr. Lapham: The petition of citizens of New York, of similar import;
to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of New York, that pensioners be paid from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Luttrell: The petition of P. O. Shattuck and 50 others, of California, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: Preamble and resolutions of the legislature of Pennsylvania, recommending their Representatives and instructing their Senators to adhere to the constitutional provisions in declaring who has been elected President and Vice-President of the United States, to the Committee on Counting the Electoral Vote.

By Mr. Sheakley: The petition of citizens of Crawford County, Pennsylvania, for the removal of limitations in the pension-laws, to the Committee on Invalid Pensions.

By Mr. Alexander H. Stephens: The petition of John Bohn, for compensation for services rendered as a laborer on the public grounds, to the Committee on Public Buildings and Grounds.

By Mr. Robert B. Vance: The petition of J. T. Sorrells, of Asheville, North Carolina, that he be paid \$223.50 for property taken by the United States Army, to the Committee on War-Claims.

By Mr. Walling: The petition of H. T. Gooley and 24 others, of New Holland, Ohio, for the enforcement of the act of July 24, 1866, relating to the purchase of telegraph-lines by the General Government, to the Committee on the Post-Office and Post-Roads.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. O'Brien: A bill (H. R. 4455) to amend section 3515 of the Revised Statutes of the United States, and for other purposes, to the Committee on Coinage, Weights, and Measures.

By Mr. Finley: A bill (H. R. 4456) to authorize William A. Dorner and others to construct a ship-canal at the head of Lake George, Florida, to the Committee on Railways and Canals.

By Mr. John Reilly: A bill (H. R. 4457) granting a pension to J. A. Witner, late of the Third Pennsylvania Volunteer Cavalry;

By Mr. Dunnell: A bill (H. R. 4458) granting a pension to Lyvert A. Anderson, Company B, Fifteenth Regiment Wisconsin Volunteers;

Also, a bill (H. R. 4459) granting a pension to Charles Pool, Sixth Regiment Virginia Volunteers;

Also, a bill (H. R. 4460) granting a pension to George W. Hord, private in Company A, Sixth Regiment Minnesota Volunteers;
to the Committee on Invalid Pensions.

By unanimous consent, petitions of certain citizens of the United States, asking for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex, were presented, and severally referred to the Committee on the Judiciary, viz:

By Mr. Kasson, of citizens of Iowa.

By Mr. Banks, of citizens of Massachusetts.

By Mr. Lynde, of citizens of Wisconsin.

By Mr. Lawrence, of citizens of Ohio.

By Mr. John B. Clark, jr., of citizens of Missouri.

By Mr. Frank Jones, of citizens of New Hampshire.

By Mr. Cox, of citizens of New York.
By Mr. Hendee, of citizens of Vermont.
By Mr. Luttrell, of citizens of California.
By Mr. Strait, of citizens of Minnesota.
By Mr. Warner, of citizens of Connecticut.
By Mr. William R. Brown, of citizens of Kansas.
By Mr. Robert Hamilton, of citizens of New Jersey.
By Mr. Hoar, of citizens of Massachusetts.
By Mr. Hale, of citizens of Maine.
By Mr. Holman, of citizens of Indiana.
By Mr. Springer, of citizens of Illinois.
By Mr. Lapham, of citizens of New York.
By Mr. Morgan, of citizens of Missouri.
By Mr. Knott, of citizens of Kentucky.
By Mr. Fenn, of citizens of Colorado.
By Mr. Eames, of citizens of Rhode Island.
By Mr. Kelley, of citizens of Pennsylvania.
By Mr. William B. Williams, of citizens of Michigan.

Mr. Hunton, from the Committee on the Judiciary, submitted the following report; which was read, considered, and agreed to, viz:

That they find from the proof before them that at the time and since the service of the subpoena upon him the condition of Mr. Orton's health has been such that it would have probably imperiled his life, or at least postponed his recovery, to have made the journey to the city of New Orleans when he was requested to appear, and that for that reason he should not be held in contempt for failing to make his personal appearance at the time and place designated.

It further appears that at the time of the service of the subpoena upon him, and since, Mr. Orton has not had actual possession of the dispatches demanded with the present capacity to produce them so as to bring him within the rule laid down by Lord Ellenborough in *Amey vs. Long*, 9 East, 473, indorsed by the House in the recent matter of E. W. Barnes. They therefore recommend that said Orton be discharged from custody.

Mr. Hunton moved to reconsider the vote by which the report was adopted, and also moved to lay the motion to reconsider on the table; which latter motion was agreed to.

By unanimous consent, bills were further introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Bliss: A bill (H. R. 4461) for the relief of Portner & Reckner, of Alexandria, Virginia, to the Committee of Ways and Means.

By Mr. Franklin Landers: A bill (H. R. 4462) for the relief of John Miller, of Bourbon County, Kentucky;

By Mr. Watterson: A bill (H. R. 4463) for the relief of John Miller, of Bourbon County, Kentucky; to the Committee on War-Claims.

By Mr. A. Herr Smith: A bill (H. R. 4464) to authorize the President of the United States to appoint A. P. Frick an assistant surgeon in the United States Army, to the Committee on Military Affairs.

By Mr. Robert B. Vance: A bill (H. R. 4465) for the relief of Jackson T. Sorrells, of North Carolina, to the Committee on War-Claims.

Mr. Bagley, by unanimous consent, from the Committee on Invalid Pensions, reported a bill (H. R. 4466) to regulate the fees of attorneys and claim-agents in certain cases, and to amend sections 4768, 4785, and 4786 of the Revised Statutes; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House by a motion to reconsider.

Mr. Hunton, by unanimous consent, introduced a bill (H. H. 4467) for the relief of Theodore Teed; which was read twice, ordered to be printed, and referred to the Committee on the Judiciary.

Mr. McCrary, by unanimous consent, from the Committee on the Judiciary, to which was referred the bill of the Senate (S. 155) to amend sections 533, 556, and 572 of the Revised Statutes of the United States, relating to courts in Arkansas and other States, with the amendments of the House thereto, non-concurred in by the Senate, reported the same, recommending that the House recede from its said amendments.

The House having proceeded to their consideration,

The question was put,

Will the House recede from its amendments to the said bill of the Senate?

And it was decided in the affirmative.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. McCrary moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Douglas, by unanimous consent, submitted the following resolution; which was referred to the Committee on Appropriations, viz:

Resolved, That the Committee on Appropriations inquire into the propriety of paying the salary to the clerk of the Select Committee to Investigate the Freedman's Savings and Trust Company at the same rate of pay and in the same manner as other committee-clerks of this House.

On motion of Mr. John Reilly, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the bill of the Senate (S. 973) for the relief of Elizabeth Corson, and the same was referred to the Committee on War-Claims.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of the bill of the Senate (S. 890) for the relief of John S. Logan and W. S. Shadwick, and the same was referred to the Committee on War-Claims.

By unanimous consent, resolutions were submitted and severally referred as follows:

By Mr. Ellis: A resolution calling on the President for information in reference to the rival governments in the State of Louisiana, to the Committee on the Judiciary.

By Mr. Clymer: A resolution authorizing the payment of Daniel Lewis for services rendered in the Doorkeeper's department, to the Committee of Accounts.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports of a private nature;

When

Mr. James Wilson, from the Committee on War-Claims, reported a bill (H. R. 4468) for the relief of William Tobb, of Spottsylvania, Virginia, accompanied by a report in writing thereon.

Ordered, That the bill be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

Mr. Joyce, from the Committee on Private Land-Claims, to which was referred the bill of the House (H. R. 3112) to confirm a private land-claim in the Territory of New Mexico, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Joyce also, from the same committee, reported a bill (H. R. 4469)

By Mr. Cox, of citizens of New York.

By Mr. Hendee, of citizens of Vermont.

By Mr. Luttrell, of citizens of California.

By Mr. Strait, of citizens of Minnesota.

By Mr. Warner, of citizens of Connecticut.

By Mr. William R. Brown, of citizens of Kansas.

By Mr. Robert Hamilton, of citizens of New Jersey.

By Mr. Hoar, of citizens of Massachusetts.

By Mr. Hale, of citizens of Maine.

By Mr. Holman, of citizens of Indiana.

By Mr. Springer, of citizens of Illinois.

By Mr. Lapham, of citizens of New York.

By Mr. Morgan, of citizens of Missouri.

By Mr. Knott, of citizens of Kentucky.

By Mr. Fenn, of citizens of Colorado.

By Mr. Eames, of citizens of Rhode Island.

By Mr. Kelley, of citizens of Pennsylvania.

By Mr. William B. Williams, of citizens of Michigan.

Mr. Hunton, from the Committee on the Judiciary, submitted the following report; which was read, considered, and agreed to, viz:

That they find from the proof before them that at the time and since the service of the subpoena upon him the condition of Mr. Orton's health has been such that it would have probably imperiled his life, or at least postponed his recovery, to have made the journey to the city of New Orleans when he was requested to appear, and that for that reason he should not be held in contempt for failing to make his personal appearance at the time and place designated.

It further appears that at the time of the service of the subpoena upon him, and since, Mr. Orton has not had actual possession of the dispatches demanded with the present capacity to produce them so as to bring him within the rule laid down by Lord Ellenborough in *Amey vs. Long*, 9 East, 473, indorsed by the House in the recent matter of *E. W. Barnes*. They therefore recommend that said Orton be discharged from custody.

Mr. Hunton moved to reconsider the vote by which the report was adopted, and also moved to lay the motion to reconsider on the table: which latter motion was agreed to.

By unanimous consent, bills were further introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Bliss: A bill (H. R. 4461) for the relief of Portner & Beckner, of Alexandria, Virginia, to the Committee of Ways and Means.

By Mr. Franklin Landers: A bill (H. R. 4462) for the relief of John Miller, of Bourbon County, Kentucky;

By Mr. Watterson: A bill (H. R. 4463) for the relief of John Miller, of Bourbon County, Kentucky; to the Committee on War-Claims.

By Mr. A. Herr Smith: A bill (H. R. 4464) to authorize the President of the United States to appoint A. P. Frick an assistant surgeon in the United States Army, to the Committee on Military Affairs.

By Mr. Robert B. Vance: A bill (H. R. 4465) for the relief of Jackson T. Sorrells, of North Carolina, to the Committee on War-Claims.

Mr. Bagley, by unanimous consent, from the Committee on Invalid Pensions, reported a bill (H. R. 4466) to regulate the fees of attorneys and claim-agents in certain cases, and to amend sections 4768, 4769, and 4786 of the Revised Statutes; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House by a motion to reconsider.

Mr. Hunton, by unanimous consent, introduced a bill (H. H. 4467) for the relief of Theodore Teed; which was read twice, ordered to be printed, and referred to the Committee on the Judiciary.

Mr. McCrary, by unanimous consent, from the Committee on the Judiciary, to which was referred the bill of the Senate (S. 155) to amend sections 533, 556, and 572 of the Revised Statutes of the United States, relating to courts in Arkansas and other States, with the amendments of the House thereto, non-concurred in by the Senate, reported the same, recommending that the House recede from its said amendments.

The House having proceeded to their consideration,

The question was put,

Will the House recede from its amendments to the said bill of the Senate?

And it was decided in the affirmative.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. McCrary moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Douglas, by unanimous consent, submitted the following resolution; which was referred to the Committee on Appropriations, viz:

Resolved, That the Committee on Appropriations inquire into the propriety of paying the salary to the clerk of the Select Committee to Investigate the Freedman's Savings and Trust Company at the same rate of pay and in the same manner as other committee-clerks of this House.

On motion of Mr. John Reilly, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the bill of the Senate (S. 973) for the relief of Elizabeth Corson, and the same was referred to the Committee on War-Claims.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of the bill of the Senate (S. 890) for the relief of John S. Logan and W. S. Shadwick, and the same was referred to the Committee on War-Claims.

By unanimous consent, resolutions were submitted and severally referred as follows:

By Mr. Ellis: A resolution calling on the President for information in reference to the rival governments in the State of Louisiana, to the Committee on the Judiciary.

By Mr. Clymer: A resolution authorizing the payment of Daniel Lewis for services rendered in the Doorkeeper's department, to the Committee of Accounts.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports of a private nature;

When

Mr. James Wilson, from the Committee on War-Claims, reported a bill (H. R. 4468) for the relief of William Tobb, of Spottsylvania, Virginia, accompanied by a report in writing thereon.

Ordered, That the bill be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

Mr. Joyce, from the Committee on Private Land-Claims, to which was referred the bill of the House (H. R. 3112) to confirm a private land-claim in the Territory of New Mexico, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the bill and report be committed to a Committee of the Whole House and printed.

Mr. Joyce also, from the same committee, reported a bill (H. R. 4469)

to confirm private land-claims in the Territory of New Mexico, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

Mr. Boone, from the Committee on Indian Affairs, to which was referred the bill of the Senate (S. 294) for the relief of Charles E. Hedges, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Banning, the Committee on Military Affairs was discharged from the further consideration of the bill of the House (H. R. 4411) for the relief of John W. Skiles, and the same was referred to the Committee on War-Claims.

On motion of Mr. John Reilly, the same committee was discharged from the further consideration of a bill and joint resolution of the House of the following titles, and the same were laid on the table, viz :

H. R. 2795. A bill providing for an appropriation to repair the military bridge over the Big Sioux River, near Sioux City, in the State of Iowa; and

H. Res. 17. Joint resolution to correct the Army records and register of Lieutenant George D. Hill.

Ordered, That the accompanying reports be printed.

Mr. John Reilly also, from the same committee, reported, with a favorable recommendation, the following resolution, viz :

Resolved, That the Committee on Military Affairs be, and they are hereby, directed to inquire and report to this House what, if any, removals are now being made of arms and munitions of war from arsenals in one section of the country to another; the object and reason thereof; the present strength and location of the troops of the United States Army; what changes, if any, have been made within the last sixty days of those troops; how many, if any, have been withdrawn from the frontier; also if the frontier is left with a sufficient number of troops for its protection; the number of troops located in and around Washington; the object of collecting troops here; by whose order the changes of location of the troops and munitions of war have been and are being made; and that the committee have power to send for persons and papers.

Mr. Hurlbut made the point of order that the said resolution, being of a public nature, was not in order on this call.

The Speaker sustained the point of order, and the said resolution was not received.

Mr. Thornburgh, from the same committee, reported a bill (H. R. 4470) for the relief of William A. Rucker, late second lieutenant of Company B, Third Regiment North Carolina Volunteers, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. Thornburgh, the same committee was discharged from the further consideration of sundry petitions asking equalization of bounties, and of the bill of the Senate (S. 1008) to increase the efficiency of the cavalry force in the suppression of Sioux Indian hostilities, and the same were laid on the table.

On motion of Mr. Strait, the same committee was discharged from the further consideration of the petitions of Thomas Worthington, John Morgan, Robert K. Boyd, and John S. Hosmer, and bills of the House of the following titles, and the same were ordered to lie on the table, viz :

H. R. 4353. A bill for the relief of Peter D. Ranke, late captain of Company C, Fourteenth Regiment Pennsylvania Cavalry Volunteers.

H. R. 412. A bill for the relief of Charles Edwards.

H. R. 2574. A bill for the relief of Louisa G. Chandler.

H. R. 2995. A bill for the relief of Mrs. Mary J. Eddy.

H. R. 3413. A bill for the relief of Rufus Ross.

H. R. 3153. A bill for the relief of Joseph W. Parrish.

H. R. 1262. A bill for the relief of Mary A. Silvey.

H. R. 159. A bill for the relief of Samuel B. Hanway.

H. R. 3554. A bill for the relief of William L. Lenau, late first lieutenant Company B, Thirty-eighth Indiana Volunteers.

H. R. 2086. A bill for the relief of Samuel Coday.

H. R. 3647. A bill to remove the charge of desertion against Harman Colley.

H. R. 4225. A bill for the relief of Peter W. Taylor, late lieutenant-colonel Fortieth Regiment Ohio Volunteer Infantry.

H. R. 2538. A bill for the relief of John Bowles, late lieutenant-colonel Seventy-ninth Regiment United States Colored Troops.

H. R. 1732. A bill for the relief of John Chandler.

Ordered, That the reports accompanying the said petitions and bills be printed.

Mr. Strait, from the same committee, to which was referred the bill of the House (H. R. 2234) for the relief of Henry Simons, late private in Company D, Fourth Regiment Iowa Infantry Volunteers, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Strait moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Cook, the same committee was discharged from the further consideration of bills of the House of the following titles, and the same were ordered to lie on the table, viz :

H. R. 759. A bill for the relief of William Shelton, sr., and Wiley Gasnell.

H. R. 213. A bill to fix the brevet and real rank of officers of the Regular and volunteer Army, and for other purposes.

H. R. 70. A bill for the relief of Jacob Dice, of Fountain County, Indiana.

H. R. 4256. A bill for the relief of A. W. Greely, Fifth Cavalry.

Also, from the further consideration of the petition of Richard H. Birmingham, and the same was referred to the Committee on Invalid Pensions.

Also, on motion of Mr. Banning, from the further consideration of the petition of George McCoy, and it was referred to the same committee.

On motion of Mr. John Reilly, the same committee was discharged from the further consideration of the bill of the House (H. R. 262) for the relief of the legal representatives of John W. Gall, deceased, late of Company A, One hundred and thirtieth Regiment Illinois Volunteers, with the amendment of the Senate thereto, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Lewis, from the Committee on Naval Affairs, to which was re-

ferred the bill of the House (H. R. 975) authorizing a settlement of the claim of the late Rear-Admiral John A. Dahlgren, reported the same with a substitute therefor; which bill, (H. R. 4471,) authorizing a settlement of the claim of the estate of the late Rear-Admiral John A. Dahlgren, was read twice, and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

Mr. Willis, from the same committee, to which was referred the bill of the House (H. R. 4336) for the relief of F. R. Smith, reported the same without amendment.

Ordered, That the said bill be committed to a Committee of the Whole House and printed.

On motion of Mr. Willis, the same committee was discharged from the further consideration of the bill of the House (H. R. 2222) for the relief of William H. Cornell, late acting third assistant engineer of United States steamer Winnebago, and the same was laid on the table.

On motion of Mr. Burleigh, the same committee was discharged from the further consideration of the memorial of John W. Gardner and bills of the House of the following titles, and the same were ordered to lie on the table, viz :

H. R. 2553. A bill for the relief of J. Rufus Tryon, surgeon United States Navy.

H. R. 3234. A bill to restore William J. Montgomery, late first assistant engineer United States Navy, to the active-list of the Navy.

H. R. 1829. A bill for the relief of Alexander H. Wallis, George Russell, and Henry Russell.

H. R. 2578. A bill to require the construction of paymasters' offices on all naval vessels.

Mr. Burleigh also, from the same committee, to which was referred the joint resolution of the Senate (S. R. 4) authorizing Captain Temple and Lieutenant-Commander Whiting, of the Navy, to accept a decoration of the King of the Hawaiian Islands, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the said joint resolution be read a third time.

The joint resolution was accordingly read the third time and passed.

Mr. Burleigh moved to reconsider the vote by which the joint resolution was passed, and also moved that the motion to reconsider be laid on the table;

And the question being put on the last-named motion,

It was decided in the affirmative,	{	Yeas	112
		Nays	106
		Not voting	71

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. John R. Eden	Mr. George G. Hoskins	Mr. William McFarland
John C. Bagby	James L. Evans	Jay A. Hubbell	Edwin R. Meade
William H. Baker	Edwin Flye	Morton C. Hunter	Samuel F. Miller
Nathaniel P. Banks	Greenbury L. Fort	John A. Hyman	Charles H. Morgan
Archibald M. Bliss	Benjamin J. Franklin	Frank Jones	Lawrence T. Neal
Nathan B. Bradley	William P. Frye	Charles H. Joyce	N. Holmes Odell
John H. Burleigh	James A. Garfield	Edward C. Kehr	Charles O'Neill
Nathan T. Carr	Lucien C. Gause	Alanson M. Kimball	Henry L. Pierce
Lucien B. Caswell	John Goode, jr.	Lucius Q. C. Lamar	Harris M. Plaisted
Omar D. Conger	John R. Goodin	Franklin Landers	Thomas C. Platt
Samuel S. Cox	Thomas M. Gunter	George M. Landers	Joseph Powell
William W. Crapo	Eugene Hale	Elbridge G. Lapham	Henry O. Pratt
Joseph J. Davis	John Hancock	William Lawrence	William J. Furman
John M. Davy	Benjamin W. Harris	E. W. Leavenworth	Joseph H. Rainey
Dudley C. Denison	William S. Haymond	William M. Levy	John H. Reagan
George G. Dibrell	George W. Hendee	John K. Luttrell	John Reilly
Samuel A. Dobbins	Thomas J. Henderson	L. A. Mackey	John Robbins
Mark H. Dunnell	George F. Hoar	Henry S. Magoon	Charles B. Roberts
Milton J. Durham	Solomon L. Hoge	C. D. MacDougall	Milton S. Robinson
Benjamin T. Eames	Charles E. Hooker	James W. McMill	Jeremiah M. Rust

Mr. Ezekiel S. Sampson	Mr. William H. Stanton	Mr. Martin I. Townsend	Mr. W. C. Whitthorne
John G. Schumaker	Horace B. Strait	Jacob Turney	Scott Wike
James Sheakley	William S. Stenger	Nelson H. Van Vorhes	William B. Williams
Otho R. Singleton	Adlai E. Stevenson	Robert B. Vance	Benjamin A. Willis
C. H. Sinnickson	William H. Stone	Henry Waldron	William W. Wilschire
William F. Slemons	William Terry	Charles C. B. Walker	James Wilson
Robert Smalls	Charles P. Thompson	Gilbert C. Walker	Fernando Wood
A. Herr Smith	J. W. Throckmorton	Erastus Wells	Jesse J. Yeates.

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Alex. G. Cochrane	Mr. John A. Kasson	Mr. Julius H. Seelye
Thomas S. Ashe	Francis D. Collins	William D. Kelley	William E. Smith
Latimer W. Ballou	Philip Cook	J. Proctor Knott	Milton I. Southard
Samuel N. Bell	Jacob P. Cowan	J. V. Le Moyne	William A. J. Sparks
Henry W. Blair	David B. Culberson	William P. Lynde	William M. Springer
Richard P. Bland	Augustus W. Cutler	Levi Matsh	John K. Tarbox
James H. Blount	Rezin A. DeBolt	John A. McMahon	Philip F. Thomas
Andrew R. Boone	Beverly B. Douglas	Henry B. Metcalfe	Jacob M. Thornburgh
Taul Bradford	William H. Felton	Charles W. Milliken	John R. Tucker
John M. Bright	Jesse J. Finley	Roger Q. Mills	John Q. Tufts
John Young Brown	William H. Forney	William Mutchler	John L. Vance
William R. Brown	Andrew H. Hamilton	Jeppha D. New	Alfred M. Waddell
Aylett H. Buckner	Robert Hamilton	William J. O'Brien	John T. Wait
Horatio C. Burchard	Henry R. Harris	Addison Oliver	John W. Wallace
Samuel D. Burchard	Carter H. Harrison	John B. Packer	William Walsh
George C. Cabell	Julian Hartridge	John F. Phillips	Levi Warner
John H. Caldwell	William Hartzell	William A. Piper	William W. Warren
William P. Caldwell	Robert A. Hatcher	Earley F. Poppleton	Henry Watterson
Alexander Campbell	Eli J. Henkle	Allen Potter	George Willard
Milton A. Candler	Abram S. Hewitt	David Rea	Alpheus S. Williams
Joseph G. Cannon	Goldsmith W. Hewitt	Americus V. Rice	Charles G. Williams
George W. Cate	William S. Holman	Haywood Y. Riddle	Jere N. Williams
Bernard G. Caulfield	James H. Hopkins	William M. Robbins	Benjamin Wilson
Chester W. Chapin	Andrew Humphreys	John S. Savage	Alan Wood, jr.
Ninason B. Chittenden	Eppa Hunton	Alfred M. Scales	L. D. Woodworth
John B. Clarke	Stephen A. Hurlbut	Gustave Schleicher	Casey Young.
John B. Clark, jr.	Thomas L. Jones		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. Burwell B. Lewis	Mr. Alex. H. Stephens
William B. Anderson	Charles Foster	Scott Lord	William H. H. Stowell
John D. C. Atkins	Chapman Freeman	John R. Lynch	Thomas Swann
George A. Bagley	Benoni S. Fuller	George W. McCrary	Frederick H. Teese
John H. Bagley, jr.	Randall L. Gibson	Hernando D. Money	Washington Townsend
John H. Baker	John M. Glover	James Monroe	Alexander S. Wallace
Henry B. Banning	Jere Haralson	William R. Morrison	Ansel T. Walling
Lyman K. Bass	Ang. A. Hardenbergh	Charles E. Nash	Elijah Ward
George M. Beebe	John T. Harris	Nelson I. Norton	G. Wiley Wells
Joa. C. S. Blackburn	Henry H. Hathorn	Horace F. Page	William A. Wheeler
Thomas J. Cason	Charles Hays	Henry B. Payne	John D. White
Biester Clymer	Frank Hereford	James Phelps	John O. Whitehouse
Lorenzo Cronnse	Benjamin H. Hill	William A. Phillips	Richard H. Whiting
Lorenzo Danford	John F. House	James B. Reilly	Peter D. Wigginton
Chester B. Darrall	Frank H. Hurd	Miles Ross	Andrew Williams
George H. Durrand	George A. Jenks	Sobieski Ross	James Williams
Albert G. Eggert	William S. King	Milton Saylor	William Woodburn.
E. John Ellis	Lafayette Lane		

So the motion to reconsider was laid on the table.

Ordered, That the Clerk acquaint the Senate with the passage of the said joint resolution.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 4251. An act making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

A message in writing was received from the President of the United States, by Mr. Sniffin, one of his secretaries; which was handed in at the Speaker's table.

Subsequently,

The Speaker laid the said message before the House, viz:

To the House of Representatives:

At the request of the Attorney-General, I have the honor to transmit herewith a report in answer to the resolution of the House adopted on the 1st of August, 1876, relative to certain matters occurring in the

administration of the provisional government of the District of Columbia, and chiefly affecting the Commissioners and the late board of audit.
U. S. GRANT.

EXECUTIVE MANSION, January 19, 1877.

The same having been read,

Ordered, That it be referred to the Committee for the District of Columbia and printed.

Also, a message in writing, which was handed in at the Clerk's desk, informing the House that he did, on the 16th instant, approve and sign a bill of the House of the following title, viz :

H. R. 4281. An act to amend an act entitled "An act authorizing the repavement of Pennsylvania avenue," and the act amendatory thereof.

Also, that he did, this day, approve and sign bills of the House of the following titles, viz :

H. R. 4120. An act making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878.

H. R. 1237. An act for the relief of Benjamin Reynolds.

Mr. Bright moved that the House resolve itself into a Committee of the Whole House on the Private Calendar ;

Pending which,

Mr. Wells moved that the House resolve itself into the Committee of the Whole House on the state of the Union on the special order, H. R. 4452, (Indian appropriation bill;))

Pending which,

The Sergeant-at-Arms appeared at the bar of the House having in custody J. Madison Wells and Thomas C. Anderson, of Louisiana, recusant witnesses, who, by a resolution of the House of January 17, were ordered to be brought to the bar of the House ;

When

The Speaker propounded the following interrogatories to J. Madison Wells and Thomas C. Anderson :

It is the duty of the Chair, Mr. Wells, to ask you what excuse you have to offer for your failure to appear before a committee of this House sitting in the city of New Orleans, Louisiana, on the 12th day of December, 1876, and to produce before the said committee certain books and papers called for in the *subpœna duces tecum* duly served upon you.

It is also the duty of the Chair, Mr. Anderson, to ask you what excuse you have to offer for your failure to appear before a committee of this House sitting in the city of New Orleans, Louisiana, on the 12th day of December, 1876, and to produce before said committee certain books and papers called for in the *subpœna duces tecum* duly served upon you.

The witnesses desired further time to make their answers ;

When

Mr. Lynde submitted the following resolution ; which, under the operation of the previous question, was read, considered, and agreed to, viz :

Resolved, That the report of the Louisiana investigating committee in relation to the refusal of J. Madison Wells and Thomas C. Anderson to obey a *subpœna duces tecum*, and the request of said witnesses just made at the bar of the House, be referred to the Judiciary Committee with instructions to report upon the same at as early a day as practicable ; and the said J. Madison Wells and Thomas C. Anderson in the mean time to remain in the custody of the Sergeant-at-Arms of the House.

The House then proceeded to the consideration of the pending motion of Mr. Bright, that the House resolve itself into a Committee of the Whole House, which motion was agreed to, and the House accordingly resolved itself into a Committee of the Whole House on the Private Calendar ; and after some time spent therein the Speaker resumed the chair, and

Mr. Milliken reported that the committee, having had under consideration the Private Calendar, had directed him to report, with amendments, a bill of the following title, viz :

H. R. 820. A bill for the relief of the mission of Saint James, in Washington Territory.

Pending the consideration of the said amendments,

Mr. Foster, from the committee of conference on the disagreeing votes of the two houses on the bill of the House H. R. 4307, (deficiencies in the contingent fund of the House,) submitted the following report; which was agreed to, viz :

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows :

That the House recede from its disagreement to the amendment numbered 14, and agree to the same.

That the Senate recede from its disagreement to the amendment numbered 12, and agree to the same.

That the House recede from its disagreement to the amendment numbered 7, and agree to the same, amended as follows :

Strike out all of said amendment after the word "of," in line 3, and insert in lieu thereof the following: *one thousand two hundred dollars per annum, one thousand eight hundred and sixty-four dollars and seven-*

teen cents;
and the Senate agree to the same.

CHARLES FOSTER,
WILLIAM S. HOLMAN,
J. H. BLOUNT,

Managers on the part of the House.

WILLIAM WINDOM,
W. B. ALLISON,
R. E. WITHERS,

Managers on the part of the Senate.

Mr. Foster moved to reconsider the vote by which the report was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

The question then recurred on the amendments reported from the Committee of the Whole on the Private Calendar to the bill H. R. 820.

The House having proceeded to their consideration,

They were severally agreed to, and the bill, as amended, ordered to be engrossed and read the third time.

Being engrossed, it was accordingly read the third time.

Pending the question on the passage of the said bill,

Mr. Holman demanded the yeas and nays thereon;

And the question being put,

Shall the bill pass?

It was decided in the affirmative, { Yeas 129
Nays 65
Not voting 95

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth Mr. James H. Blount
Thomas S. Ashe Andrew R. Boone
John D. C. Atkins Taul Bradford
John H. Bagley, jr. John M. Bright
Richard P. Bland John Young Brown

Mr. Aylett H. Buckner
Samuel D. Burchard
John H. Burleigh
George C. Cabell
John H. Caldwell

Mr. William P. Caldwell
Alexander Campbell
Milton A. Candler
Joseph G. Cannon
George W. Cate

Mr. Bernard G. Caulfield	Mr. Julian Hartridge	Mr. Charles H. Morgan	Mr. William H. Stanton
John B. Clarke	William Hartsell	William Mutchler	William S. Stenger
John B. Clark, jr.	Robert A. Hatcher	Jeppha D. New	William H. Stone
Alex. G. Cochran	William S. Haymond	William J. O'Brien	John K. Tarbox
Francis D. Collins	Eli J. Henkle	N. Holmes Odell	William Terry
Onar D. Conger	Abram S. Hewitt	Henry B. Payne	Charles P. Thompson
Philip Cook	Goldsmith W. Hewitt	William A. Piper	Philip F. Thomas
Jacob P. Cowan	James H. Hopkins	Joseph Powell	J. W. Throckmorton
Joseph J. Davis	John F. House	Joseph H. Rainey	Martin L. Townsend
Resin A. DeBolt	Andrew Humphreys	David Rea	John R. Tucker
George G. Dibrell	Eppa Hunton	John H. Reagan	Jacob Turney
Beverly B. Douglas	Thomas L. Jones	John Reilly	John L. Vance
Milton J. Durham	Charles H. Joyce	Americus V. Rice	Robert B. Vance
John R. Eden	Edward C. Kehr	Haywood Y. Kiddle	Alfred M. Waddell
E. John Ellis	J. Proctor Knott	John Robbins	Gilbert C. Walker
William H. Felton	Lucius Q. C. Lamar	William M. Robbins	William Walsh
Jesse J. Finley	Franklin Landers	Charles H. Roberts	Levi Warner
William H. Forney	George M. Landers	Ezekiel S. Sampson	Henry Waterson
Greenbury L. Fort	Elbridge G. Lapham	Alfred M. Scales	Erastus Wells
Benjamin J. Franklin	J. V. Le Moine	Gustave Schleicher	W. C. Whitthorne
Lucien C. Gause	William M. Levy	John G. Schumaker	Scott Wike
John Goode, jr.	Burwell B. Lewis	James Sheakley	Alpheus S. Williams
John R. Goodin	John K. Luttrell	William F. Slemmons	Jere N. Williams
Thomas M. Gunter	L. A. Mackey	William E. Smith	Benjamin A. Willis
Robert Hamilton	Henry S. Magoon	Milton I. Southard	William W. Wilsbire
John Hancock	Charles W. Milliken	William A. J. Sparks	Benjamin Wilson
Henry R. Harris	Roger Q. Mills	William M. Springer	Jesse J. Yeates.
Carter H. Harrison			

Those who voted in the negative are—

Mr. John H. Baker	Mr. William P. Frye	Mr. Alanson M. Kimball	Mr. Robert Smalls
William H. Baker	Eugene Hale	E. W. Leavenworth	A. Herr Smith
Samuel N. Bell	Andrew H. Hamilton	C. D. MacDougall	Horace B. Strait
Henry W. Blair	Benjamin W. Harris	George W. McCrary	William H. H. Stowell
Nathan B. Bradley	George W. Hendee	James Monroe	Jacob M. Thornburgh
William R. Brown	Thomas J. Henderson	Charles E. Nash	John Q. Tufts
Horatio C. Burchard	Solomon L. Hoge	Nelson I. Norton	Henry Waldron
William R. Caswell	William S. Holman	Addison Oliver	Alexander S. Wallace
Hester Clymer	George G. Hoskins	Charles O'Neill	John W. Wallace
William W. Crapo	Jay A. Hubbell	Horace F. Page	G. Wiley Wells
Augustus W. Cutler	Morton C. Hunter	Henry L. Pierce	John D. White
Lorenzo Danford	Stephen A. Hurlbut	Harris M. Plafsted	Andrew Williams
Dudley C. Denison	John A. Hyman	Earley F. Poppleton	Charles G. Williams
Samuel A. Dobbins	Frank Jones	Allen Potter	William B. Williams
Mark H. Dunnell	John A. Kasson	Milton S. Robinson	James Wilson
James L. Evans	William D. Kelley	C. H. Sinnickson	Alan Wood, jr.
Edwin Flye			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. William P. Lynde	Mr. Julius H. Seelye
Charles H. Adams	David Dudley Field	Levi Maish	Otho R. Singleton
William B. Anderson	Charles Foster	James W. McDill	Alex. H. Stephens
John C. Bagby	Chapman Freeman	William McFarland	Adlai E. Stevenson
George A. Bagley	Benoni S. Fuller	John A. McMahon	Thomas Swann
Latimer W. Ballou	James A. Garfield	Edwin R. Meade	Frederick H. Teese
Nathaniel P. Banks	Randall L. Gibson	Henry B. Metcalfe	Washington Townsend
Henry B. Banning	John M. Glover	Samuel F. Miller	Nelson H. Van Vorhes
Lyman K. Bass	Jere Haralson	Hernando D. Money	John T. Wait
George M. Beebe	Aug. A. Hardenbergh	William R. Morrison	Charles C. B. Walker
Jos. C. S. Blackburn	John T. Harris	Lawrence T. Neal	Ansel T. Walling
Archibald M. Bliss	Henry H. Hathorn	John B. Packer	Elijah Ward
Nathan T. Carr	Charles Hays	James Phelps	William W. Warren
Thomas J. Cason	Frank Hereford	John F. Phillips	William A. Wheeler
Chester W. Chapin	Benjamin H. Hill	William A. Phillips	John O. Whitehouse
Simeon B. Chittenden	George F. Hoar	Thomas C. Platt	Richard H. Whiting
Samuel S. Cox	Charles E. Hooker	Henry O. Pratt	Peter D. Wigginton
Lorenzo Crounse	Frank H. Hurd	William J. Purman	George Willard
David B. Culberson	George A. Jenks	James B. Reilly	James Williams
Chester B. Darrall	William S. King	Miles Ross	Fernando Wood
John M. Davy	Lafayette Lane	Sobieski Ross	William Woodburn
George H. Durand	William Lawrence	Jeremiah M. Rusk	L. D. Woodworth
Benjamin T. Eames	Scott Lord	John S. Savage	Casey Young.
Albert G. Egbert	John R. Lynch	Milton Saylor	

So the bill was passed.

Mr. Buckner moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Holman, from the Committee on Appropriations, reported a bill of the following title, viz :

H. R. 4472. A bill making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes.

Ordered, That the said bill be read twice, committed to the Committee of the Whole House on the state of the Union, made a special order therein for Tuesday next after the morning hour, and from day to day thereafter until disposed of, and ordered to be printed.

Mr. Kasson reserved all points of order on the said bill.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did, on the 16th instant, present to the President of the United States a bill of the House of the following number, viz., H. R. 4281.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. James Williams, until Monday next.

To Mr. Odell, until Wednesday next.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles :

H. R. 231. An act for the relief of Robert Erwin ;

H. R. 1850. An act granting a pension to Harvey B. Kilborn, private in Company C, Thirtieth Regiment Pennsylvania Militia ;

When

The Speaker signed the same.

Mr. Benjamin Wilson, by unanimous consent, submitted the following resolution ; which was read and referred to the Committee of Accounts, viz :

Resolved, That the Clerk of this House be, and he is hereby, directed to pay to Nathaniel S. Clarke, out of the contingent-fund, \$100 per month for services rendered by him as messenger to this House since the first Monday of December, 1876, and that he be paid at the same rate for such services as he may render in the same capacity during the residue of this session.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of the Treasury, recommending that Rockland, Maine, be made a port of delivery ; which was referred to the Committee on Commerce.

On motion of Mr. Bradley, by unanimous consent, the bill of the Senate (S. 920) to authorize Lewis Petaskey, of Michigan, to enter a certain tract of land, which embraces his home and improvements, was taken from the Speaker's table, read twice, and referred to the Committee on the Public Lands.

Mr. Conger, by unanimous consent, presented the petition of W. L. Bancroft, Henry Howard, and one hundred and eighteen citizens of Sait Clair County, Michigan, praying for the repeal of the war-taxes upon banks and banking capital in the United States ; which was referred to the Committee on Banking and Currency.

Mr. Wait, by unanimous consent, presented the petition of C. Hunt and 75 others, citizens of Connecticut, asking for cheap telegraphy ; which was referred to the Committee on the Post-Office and Post-Roads.

And then,

On motion of Mr. Page, at 4 o'clock and 24 minutes p. m., the House adjourned.

SATURDAY, JANUARY 20, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Banning: The petition of Herman Levi & Co., of Cincinnati, Ohio, for the repeal of the bank-tax law, to the Committee on Banking and Currency.

By Mr. Bland: The petition of citizens of Missouri, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Joseph G. Cannon: The petition of B. J. McMullen and other citizens of Illinois, that arrearages of pension be allowed pensioners from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Caulfield: The petition of the Chicago Historical Society, for the purchase by the Government of the papers of the General Count de Rochambeau, the commander of the French forces in the revolutionary struggle for national independence, to the Committee on the Library.

By Mr. Cox: The petition of Robert Fenwick, that aid be given by Congress to the public schools of Washington, D. C., to the Committee for the District of Columbia.

By Mr. Outler: The protest of citizens of New Vernon, New Jersey, against the assumption by the President of the Senate of the power of counting the electoral votes;

Also, the protest of citizens of Green Village, New Jersey, of similar import;

to the Committee on Counting the Electoral Votes.

By Mr. Forney: The petition of A. C. Copeland and other citizens of De Kalb County, Alabama, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Frye: The petition of Ann F. Greeley, William O. McDonald, and others—78 men and 78 women—148 citizens of Maine, for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex, to the Committee on the Judiciary.

By Mr. Goodin: Papers relating to the claim of Dennis McCarthy, for arrears of pension, to the Committee on Invalid Pensions.

By Mr. Kasson: The petition of citizens of Iowa, for the removal of the excessive taxation on banks, to the Committee on Banking and Currency.

By Mr. Plaisted: The petition of Harlan P. Sargent and 39 citizens of Brewer, Maine, for the purchase by the United States of telegraph-lines for postal, military, and other purposes, to the Committee on the Post-Office and Post-Roads.

By Mr. Powell: The petition of R. R. Little and 30 other citizens of Tunkhannock, Wyoming County, Pennsylvania, for the adoption of measures for the amicable adjustment of the present political difficulties, to the Committee on Counting the Electoral Votes.

Also, the petition of Thaddeus W. Hunter and 149 others, that pensioners be allowed arrears of pension from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Turney: The petition of citizens of Greene County, Pennsylvania, for the enforcement of the provisions of the act of July 24, 1866, relating to the purchase of telegraph-lines by the General Government, to the Committee on the Post-Office and Post-Roads.

By Mr. John L. Vance: The petition of Smith Partingale and 41 others, that pensioners be allowed arrears of pension from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Walsh: The petition of Rev. Thomas Scott Bacon, that Congress refuse to recognize the pretended State government of the usurpers in Louisiana; that such wrongs to the people of Louisiana may be prevented in the future as have been perpetrated in the past by civil and military officers of the United States; that the perpetrators of past wrongs who may be reached by impeachment may be punished; and

that the newly-elected President may be installed and maintained as such in spite of any fraud or force which may be used to prevent it, to the Committee on the Judiciary.

By Mr. Alpheus S. Williams : Resolutions of the Board of Trade of Detroit, Michigan, composed of members of both political parties, and representing the business interests of that city, communicated by telegraph, expressing satisfaction with the report of the Joint Committee on Counting the Electoral Vote for President and Vice-President of the United States, and declaring that it receives the support of the commercial classes without regard to party, to the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Vote.

Also, the petition of Joseph Lovanger and 60 other citizens of Brownstown, Michigan, that pensioners be allowed arrears of pensions from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. James Wilson : The petition of H. T. Bassett and others, of Blainstown, Iowa, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

On motion of Mr. Jere N. Williams, by unanimous consent, the bill of the Senate (S. 109) for the relief of the estate of J. M. Micow, of the State of Alabama, was taken from the Speaker's table, read a first and second time, and referred to the Committee on Military Affairs.

Mr. Durham, by unanimous consent, from the Committee on the Revision of the Laws of the United States, to which was referred the bill of the House (H. R. 3156) to correct errors and supply omissions in the Revised Statutes of the United States, with the amendments of the Senate thereto, reported the same, recommending non-concurrence in the said amendments.

Ordered, That the House request a conference with the Senate on the disagreeing votes of the two houses on the said bill.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hendee, by unanimous consent, presented a joint resolution of the legislature of the State of Vermont, asking for an early resumption of specie payments ; which was referred to the Committee on Banking and Currency and ordered to be printed.

Mr. Lane, by unanimous consent, presented a petition of citizens of the State of Oregon, asking for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex ; which was referred to the Committee on the Judiciary.

By unanimous consent, bills of the following titles were introduced, read a first and second time, ordered to be printed, and severally referred as follows, viz :

By Mr. Singleton : A bill (H. R. 4473) for the relief of the destitute poor of the District of Columbia, to the Committee for the District of Columbia.

By Mr. Fenn : A bill (H. R. 4474) for the payment of Darius B. Randall for certain improvements relinquished by him to the United States for the use of the Nez Percé Indians, to the Committee on Indian Affairs.

By Mr. Hartridge : A bill (H. R. 4475) removing the political disabilities of Joel S. Kennard, of Savannah, Georgia ; which bill was read a first and second time, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. McCrary, by unanimous consent, from the Committee on the

Judiciary, to which was referred the bill of the House (H. R. 4236) to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California, reported a substitute for the same, (H. R. 4476,) with the same title; which substitute was read a first and second time, engrossed, read a third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, bills of the following titles were introduced, read a first and second time, ordered to be printed, and severally referred as follows, viz:

By Mr. Goodin: A bill (H. R. 4477) to amend an act entitled "An act to confirm to the Great and Little Osage Indians a reservation in the Indian Territory," approved June 15, 1872, to the Committee on Indian Affairs.

Also, a bill (H. R. 4478) granting arrears of pension to Dennis McCarty, late a private Company D, First Regiment Virginia Volunteers in the Mexican war;

By Mr. Cowan: A bill (H. R. 4479) granting a pension to James C. Swasick, of Ohio; to the Committee on Invalid Pensions.

Mr. Lynde, by unanimous consent, presented resolutions of the Chamber of Commerce of the city of Milwaukee, State of Wisconsin, relative to an appropriation for the purpose of explorations and scientific research in the northern polar seas; which was read and referred to the Committee on Appropriations.

A message was received from the President of the United States, by Mr. Grant, his private secretary; which was handed in at the Speaker's table.

Subsequently, by unanimous consent, the Speaker laid before the House the said message, transmitting, with accompanying reports, a report of the Secretary of State, relating to the Court of Commissioners of Alabama Claims; which was referred to the Committee on the Judiciary and ordered to be printed.

The regular order being demanded,

The Speaker announced as the regular order of business the consideration of the report of the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Vote, the pending question being on the adoption of the resolution heretofore submitted by Mr. Knott.

When

Mr. Wells moved that the rules be suspended, and that the House resolve itself into the Committee of the Whole House on the state of the Union for the consideration of the Indian appropriation bill.

The Speaker held the motion to be not in order until the expiration of the hour of the member entitled to the floor, and so recognized, on the regular order, when a motion to postpone the same would be first in order.

The House thereupon resumed the consideration of the regular order.

After debate thereon for one hour,

Mr. Holman made the point of order that, under Rule 104, it was in order at any time to move to go into the Committee of the Whole House on the state of the Union for the consideration of an appropriation bill.

The Speaker held that the said motion would be in order at any time except when the House was considering a special order made under a suspension of the rules, or on Monday, when a motion to suspend the rules being in order, such motion requiring a vote of two-thirds of the members present would be first in order.

After debate,

On motion of Mr. Holman, the House resolved itself into the Committee of the Whole House on the state of the Union on the special order, H. R. 4152, (Indian appropriation bill,) all general debate, on motion of Mr. Erastus Wells, to be limited to two hours; and after some time spent therein the Speaker resumed the chair, and Mr. Hatcher reported that the committee, having had under consideration the said special order, had come to no resolution thereon.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the following title, viz:

S. 1034. An act for the relief of Louis Rose; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the bill of the House (H. R. 4307) making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes.

By unanimous consent, leave was granted for the withdrawal from the files of the House of papers in the following cases, viz:

By Mr. Wait, in the case of Edward H. Wilson.

By Mr. Willis, in the case of Rear-Admiral R. N. Stembel.

By Mr. Savage, in the case of Amanda Stokes.

Mr. Holman, at 4 o'clock and 55 minutes p. m., moved that the House do now adjourn.

Pending which,

By unanimous consent, the Speaker laid before the House executive communications; which were severally disposed of as follows, viz:

I. A letter from the Secretary of War, transmitting a statement of contracts made by the bureaus of the War Department for the year 1876; which was referred to the Committee on Appropriations.

II. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 1746) for the restoration to the retired list of James T. Leary, late of the United States Army;

III. A letter from the Secretary of War, transmitting a report relative to the bill (H. R. 1301) authorizing the use of a portion of the Presidio reservation, California;

IV. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4304) to secure title to Fort Union military reservation in New Mexico;

V. A letter from the Secretary of War, transmitting a report of the Adjutant-General in reference to the pay of brigadier-general for the office of Paymaster-General; which were referred to the Committee on Military Affairs.

VI. A letter from the Secretary of War, transmitting, in conformity to the river and harbor act of March, 1875, a settlement in favor of James B. Eads; which was referred to the Committee on Appropriations.

VII. A letter from the Secretary of War, transmitting the reports of clerks and employes in the War Department during the year 1876; which was referred to the Committee on Appropriations and ordered to be printed.

VIII. A letter from the Secretary of the Interior, recommending the enactment of a law to provide for the furnishing of papers on file in that Department; which was referred to the Committee on the Judiciary.

Mr. A. Herr Smith, by unanimous consent, introduced a bill (H. R. 4480) granting a pension to Jacob F. Ruth, late a private in Company I, Fifth Regiment Pennsylvania Heavy Artillery Volunteers; which was read a first and second time, referred to the Committee on Invalid Pensions, and ordered to be printed.

Mr. Rea, by unanimous consent, presented a petition of citizens of Missouri praying for the passage of an act allowing pensioners arrears to which they would be entitled by a removal of restrictions, and to allow pensions from date of discharge; which was referred to the Committee on Invalid Pensions and ordered to be printed in the Record.

And then

The motion of Mr. Holman was agreed to, and the House accordingly adjourned.

MONDAY, JANUARY 22, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: Resolutions of the Board of Trade of Chicago, communicated by telegraph, indorsing the report of the joint committee on counting the electoral vote, to the Joint Committee on Counting the Electoral Vote for President and Vice-President.

By Mr. Adams: The petition of C. P. Williams and others, bankers, of Albany, New York, for relief from burdensome taxation, to the Committee of Ways and Means.

By Mr. Blair: The petition of T. A. Gleason and 68 others, citizens of Cornish, New Hampshire, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Burleigh: The petition of O. M. and D. W. Nash and 25 others, of Portland, Maine, for the repeal of the excessive tax imposed on national banks, to the Committee on Banking and Currency.

By Mr. William P. Caldwell: The petition of citizens of Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Cutler: Protest of citizens of Hawthorne, New Jersey, against the assumption by the President of the Senate of the power of counting the electoral vote, to the Committee on Counting the Electoral Vote.

Also, the petition of W. W. James, J. M. Barker, and other citizens, of Bristol, Tennessee, for a commission of inquiry concerning the alcoholic-liquor traffic, to the Committee of Ways and Means.

By Mr. Crapo: The petition of Benjamin Reiply, for the payment of awards made in his favor by the United States and Mexican mixed claims commission, to the Committee on Foreign Affairs.

By Mr. Finley: The petition of citizens of Saint Augustine, Florida, for an appropriation for cleaning out the harbor at Saint Augustine, and for the construction of a mole or wharf for the use of the Government, to the Committee on Commerce.

By Mr. Freeman: The petition of Barbara Arrison, that the act of February 14, 1871, granting pensions to the soldiers of the war of 1812, or their widows, be extended so as to include the widows of all the soldiers of said war regardless of the date of marriage, to the Committee on Invalid Pensions.

By Mr. Goodin: The petition of citizens of Kansas, for the enforcement of the act of July 24, 1866, by appropriate legislation, to the Committee on the Post-Office and Post-Roads.

By Mr. Henkle: The petition of William L. Riley, for compensation

for work done on the grounds of the Smithsonian Institution, to the Committee on Appropriations.

Also, the petition of 2,586 citizens of the District of Columbia, for the passage of an act continuing the public schools of the District of Columbia for the full scholastic year of ten months, to the Committee for the District of Columbia.

By Mr. Kidder: The petition of E. S. Wenckebach, late captain Twenty-second Infantry, United States Army, to be restored to his rank and position in the Army, to the Committee on Military Affairs.

By Mr. Kimball: Memorial of Constantine Connerwaif, of Green Bay, Wisconsin, for compensation for military services rendered the government of Mexico, to the Committee of Claims.

Also, the petition of D. R. Bean and 54 citizens of Wisconsin, for cheap telegraphy;

Also, the petition of D. W. Woodward and 48 citizens of Wisconsin, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Luttrell: The petition of Phineas Banning and others, of Los Angeles, California, for the passage of the bill (S. 805) relating to indemnity-lands;

Also, the petition of A. W. Potts and others, of Los Angeles, California, exposing an alleged attempt at fraud on members of Congress for the purpose of defeating Senate bill No. 805 and House bill No. 3664, and asking for the passage of said bills;

to the Committee on the Public Lands.

By Mr. Mackey: The petition of citizens of Renovo, Clinton County, Pennsylvania, for an amicable adjustment of all questions arising from the late presidential election, to the Committee on Counting the Electoral Vote.

By Mr. Miller: The petition of citizens of Hancock, Delaware County, New York, and of citizens of Susquehanna County, Pennsylvania, that the law be so amended as to allow pensioners to receive in all cases pension from the date of discharge;

By Mr. Monroe: The petition of H. S. Deisem and 16 other citizens of Ohio, of similar import;

to the Committee on Invalid Pensions.

Also, the petition of Hon. E. N. Sill and 29 other citizens of Summit County, Ohio, for the removal of the tax upon deposits, circulation, and capital of banks, to the Committee on Banking and Currency.

By Mr. O'Brien: The petition of John T. Pickett and Joseph J. Stewart, attorney for the heirs of James H. Causten and others, that the unappropriated balance of the Geneva award be devoted to the payment of the French spoliation claims, to the Committee on the Judiciary.

By Mr. Payne: The petition of the officers of the Ohio National Bank of Cleveland, Ohio, for relief from excessive taxation, to the Committee on Banking and Currency.

By Mr. Potter: The petition of Albert Armes and 32 citizens of Kendall, Michigan, for the purchase and control by the Government of all telegraph-lines in the United States;

By Mr. John Reilly: The petition of citizens of Bedford County, Pennsylvania, of similar import;

By Mr. Rusk: The petition of citizens of Jackson County, Wisconsin, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Seelye: The petition of Clemens Grove Church, Marshall

County, Iowa, for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee of Ways and Means.

Also, the petition of the Massachusetts Medical Society, for an appropriation to print the new catalogue of the library of the Surgeon-General's Office, to the Committee on Public Printing.

By Mr. Sinnickson: The petition of William Orr and other citizens of New Jersey, for cheap telegraphy;

By Mr. Slemmons: The petition of J. W. Barnett and other citizens of Arkansas, of similar import;

By Mr. Robert B. Vance: The petition of J. M. Stepp and other citizens of North Carolina, of similar import;

to the Committee on the Post-Office and Post-Roads.

Also, a letter from the Commissioner of Pensions, concerning the petition of Dovey Pace for arrears of pension;

By Mr. Walsh: The petition of Conrad Dulfer and other soldiers of the late war, to change the law so as to allow pensioners to receive pensions from the date of their discharge;

to the Committee on Invalid Pensions.

By Mr. Wigginton: The petition of A. J. Gillette and 62 others, for a post-route to connect the China post-office on route 46136 with the Temescal post-office, San Bernardino County, California;

Also, the petition of F. M. Stone and 110 others, for a post-route from Soledad, via Peach Tree and Slack Canyon, to Imusdale, Monterey County, California;

to the Committee on the Post-Office and Post-Roads.

By Mr. Wilshire: The petition of William A. Britton, of Arkansas, to be paid \$2,000.74 compensation for repairs made by him while United States marshal, upon a building used as a jail by the United States authorities, to the Committee on the Judiciary.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz:

H. R. 4307. An act making appropriations to supply certain deficiencies in the contingent-fund of the House, and for other purposes.

The Speaker then proceeded, as the regular order of business, to call the States and Territories for bills on leave for reference only, commencing with the State of Wisconsin, where the call terminated on Monday last.

When,

Bills and joint resolutions were introduced, read twice, and joint resolutions of State legislatures were introduced and read; which bills and resolutions were ordered to be printed and severally referred as follows. viz:

By Mr. Strait: A bill (H. R. 4481) for the relief of settlers upon the public lands, to the Committee on the Public Lands.

Also, a bill (H. R. 4482) making an appropriation for the preparation of a report on immigration and public lands, to the Committee on Printing.

By Mr. Goodin: A bill (H. R. 4483) to authorize money received by the General Land-Office for exemplified copies to be used for the employment of clerical labor, to the Committee on the Public Lands.

By Mr. Kidder: A bill (H. R. 4484) for the relief of E. F. Wenckebach, to the Committee on Military Affairs.

By Mr. Hale: A bill (H. R. 4485) regulating street-paving and repairs in Washington and Georgetown, D. C., to the Committee for the District of Columbia.

By Mr. Frye: A bill (H. R. 4486) to establish a court for the trial of contested elections in the offices of President and Vice-President of the United States, to the Committee on the Judiciary.

By Mr. Crapo: A bill (H. R. 4487) donating condemned ordnance to Post No. 1, Grand Army of the Republic, New Bedford, Massachusetts, to the Committee on Military Affairs.

By Mr. Seelye: A bill (H. R. 4488) to confirm the term, for the period of seventeen years from the date of its original grant, of the patent of Thomas A. Weston, No. 67470, granted August 6, 1867, and re-issue No. 4971, July 9, 1872, to the Committee on Patents.

By Mr. Warner: A bill (H. R. 4489) amending the act authorizing the appointment of receivers of national banks, and for other purposes, to the Committee on the Judiciary.

By Mr. Fernando Wood: A bill (H. R. 4490) to encourage and promote telegraphic communication between America and Europe, to the Committee on Foreign Affairs.

Also, a bill (H. R. 4491) for the relief of the sureties on the official bond of Robert H. Lane, late collector of internal revenue, 2d district of Texas, to the Committee of Ways and Means.

By Mr. Abram S. Hewitt: A bill (H. R. 4492) to amend chapter 6, title 12, of the Revised Statutes of the United States, and to provide for the appointment of associate justices of the second judicial district of the United States;

By Mr. Willis: A bill (H. R. 4493) in relation to clerks, deputy clerks, and assistant clerks of the United States courts; to the Committee on the Judiciary.

By Mr. Leavenworth: A bill (H. R. 4494) to provide for the publication, distribution, and sale of public documents, to the Committee on Printing.

By Mr. Mackey: A bill (H. R. 4495) for the relief of Henry G. Healy, late lieutenant-colonel of the Sixty-fifth Regiment of New York Volunteers, to the Committee on Military Affairs.

By Mr. Alan Wood, jr.: A bill (H. R. 4496) amendatory of the act entitled "An act fixing the amount of United States notes, providing for a redistribution of national-bank currency, and for other purposes," approved June 20, 1874, to the Committee on Banking and Currency.

By Mr. Henkle: A bill (H. R. 4497) to abolish all import duty on the salts of quinine, to the Committee of Ways and Means.

By Mr. Goode: A bill (H. R. 4498) for the relief of E. H. Sively, postmaster at Williamsburgh, Virginia, to the Committee of Claims.

By Mr. Mills: A bill (H. R. 4499) to authorize and provide for the payment of all debts contracted by the Government, in certain States therein named, since the close of the war, to the Committee on Military Affairs.

Also, a bill (H. R. 4500) making appropriation to continue the work on the ship-channel in Galveston Bay, Texas, to the Committee on Commerce.

By Mr. Saylor: A bill (H. R. 4501) for the appointment of a professor of law at the United States Military Academy, to the Committee on Military Affairs.

Also, a joint resolution (H. Res. 185) authorizing the printing and binding of a catalogue of the National Medical Library, under direction of the Surgeon-General, United States Army, to the Committee on Printing.

By Mr. Rice: A bill (H. R. 4502) to reform the civil service, to the Committee of Ways and Means.

By Mr. Walsh: A bill (H. R. 4503) granting a pension to Charles Hewitt, to the Committee on Invalid Pensions.

By Mr. Young: A bill (H. R. 4504) to provide for and regulate the manner of redeeming lands sold for non-payment of direct taxes, to the Committee on Private Land-Claims.

By Mr. Money: A bill (H. R. 4505) for the improvement of navigation of the Yazoo River, the Tallahatchie River, and the Coldwater River, to the Committee on Commerce.

By Mr. Davis: A bill (H. R. 4506) granting a pension to Daniel Smith, a soldier of the war of 1812, to the Committee on Revolutionary Pensions and War of 1812.

By Mr. Robert B. Vance: A bill (H. R. 4507) granting arrears of pension to Dovey Pace, widow of Stephen Pace, to the Committee on Invalid Pensions.

By Mr. Glover: A bill (H. R. 4508) for the relief of Thomas H. Bradley, to the Committee on Military Affairs.

Also, a bill (H. R. 4509) to repeal an act entitled "An act to authorize the Commissioner of Indian Affairs to receive lands in payment of judgment to eastern band of Cherokee Indians," to the Committee on Indian Affairs.

By Mr. Levy: A bill (H. R. 4510) making appropriation for closing the bayous opposite the Raft in Red River and Mack's Bayou, to the Committee on Commerce.

Also, a bill (H. R. 4511) to incorporate the Capital Mutual Gas-light Company of the city of Washington, to the Committee for the District of Columbia.

By Mr. Hardenbergh: A bill (H. R. 4512) to correct the revision of the statutes of the United States, to the Committee on the Revision of the Laws.

By Mr. Henry R. Harris: A bill (H. R. 4513) making an appropriation for continuing the improvement of the Chattahoochee River, in the State of Georgia, to the Committee on Commerce.

By Mr. Erastus Wells: A bill (H. R. 4514) to incorporate the Palais Royal Hotel Company of the District of Columbia, to the Committee for the District of Columbia.

By Mr. Ainsworth: A bill (H. R. 4515) granting a pension to Jane D. Colton;

By Mr. Dunnell: A bill (H. R. 4516) granting a pension to Benjamin F. Runyon;

to the Committee on Invalid Pensions.

By Mr. Wilshire: A bill (H. R. 4517) to refer the claim of the "Western Cherokees," or "Old Settlers," against the Government of the United States to a board of commissioners for adjustment and final settlement, to the Committee on Indian Affairs.

By Mr. Pratt: A bill (H. R. 4518) granting a pension to Mrs. Sarah J. Chipman, to the Committee on Invalid Pensions.

By Mr. Smalls: A bill (H. R. 4519) to reimburse Adolph Nimitz, trustee for Meta Nimitz, his wife, for losses sustained at Beaufort, South Carolina, November 8, 1861, to the Committee of Claims.

By Mr. Hoge: A bill (H. R. 4520) for the relief of officers of the United States Army who suffered loss by fire at Madison Barracks, New York, November 6, 1876, to the Committee on Military Affairs.

By Mr. Fort: A bill (H. R. 4521) granting a pension to Charlotte T. Clark, widow of Bela T. Clark, late captain of Company D of the Forty-second Regiment Illinois Volunteer Infantry;

Also, a bill (H. R. 4522) granting a pension to Melchi Grove, first

lieutenant Company E, Eighty-sixth Regiment Illinois Volunteer Infantry;

to the Committee on Invalid Pensions.

By Mr. Gunter: A bill (H. R. 4523) for the relief of James Whitehead, to the Committee of Claims.

By Mr. Finley: A bill (H. R. 4524) for the relief of Marcellus A. Williams, of Florida, to the Committee on Expenditures in the Interior Department.

By Mr. Schleicher: A bill (H. R. 4525) for the relief of Mathias Pabst, to the Committee for the District of Columbia.

By Mr. Caulfield: A bill (H. R. 4526) to regulate the disposal of troops in the District of Columbia, to the Committee on Military Affairs.

By Mr. Hooker: A bill (H. R. 4527) to protect the States of Mississippi and Louisiana and the sea-coast of Mississippi from the inundations of the Mississippi River through the Bonnet Carre crevasse, to the Committee on Commerce.

By Mr. Joyce: A joint resolution of the legislature of Vermont, relative to fisheries in waters within the jurisdiction in part of different States and the British Provinces;

Also, a joint resolution of the same in regard to the bankrupt law; to the Committee on the Judiciary.

By Mr. Freeman: Resolutions of the legislature of the State of Pennsylvania, in relation to a peaceful settlement of the pending difficulties in relation to the counting of the electoral vote, to the Select Committee on Counting the Electoral Vote.

Mr. Willard, by unanimous consent, submitted a concurrent resolution directing the printing of one thousand extra copies of the report of the board of health of the District of Columbia; which was referred to the Committee on Printing.

Mr. Hale (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the rules be suspended, so that it shall be in order when the legislative, executive, and judicial appropriation bill is being considered, to submit the following amendment, to wit:

To pay to John Y. Brown the pay and mileages of a member of the Fortieth Congress, less the sum of two thousand five hundred dollars heretofore paid him.

Mr. Throckmorton moved that the rules be suspended, so as to enable him to submit, and the House to adopt, the following resolution, viz:

Resolved, That the Committee on Military Affairs be, and is hereby, directed to inquire and report to this House the present strength, location, and occupation of the troops of the United States Army; how many are now being used upon the Indian and Mexican frontier, and what troops, if any, have been withdrawn therefrom, and if the safety of the frontier does not demand that all the troops withdrawn should be replaced; how many are now located in and around Washington; when the troops were ordered to Washington; the nature of their orders; by whom made, and the purpose for which they are or have been ordered here; the amount paid for transportation of troops since July last; by whom and to whom paid. Said committee are hereby authorized to send for persons and papers.

And the question being put,

It was decided in the negative,	{	Yeas	142
		Nays	87
		Not voting	60

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. William M. Levy	Mr. William F. Slemmons
Lucien L. Ainsworth	E. John Ellis	Burwell B. Lewis	William K. Smith
William B. Anderson	William H. Felton	John K. Luttrell	Milton I. Southard
Thomas S. Ashe	Jesse J. Finley	L. A. Mackey	William A. J. Sparks
John D. C. Atkins	William H. Forney	Levi Maish	William M. Springer
John C. Bagby	Benjamin J. Franklin	William McFarland	William H. Stanton
John H. Bagley, jr.	Benoni S. Fuller	John A. McMahon	William S. Stenger
Henry B. Banning	Lucien C. Gause	Henry R. Metcalfe	Adlai E. Stevenson
Samuel N. Bell	John M. Glover	Charles W. Milliken	Thomas Swann
Jos. C. S. Blackburn	John Goode, jr.	Roger Q. Mills	John K. Tarbox
Richard P. Bland	John R. Goodin	Hernando D. Money	Frederick H. Teese
James H. Blount	Thomas M. Gunter	Charles H. Morgan	William Terry
Andrew R. Boone	Andrew H. Hamilton	William Mutchler	Charles P. Thompson
Taul Bradford	Robert Hamilton	Lawrence T. Neal	J. W. Throckmorton
John M. Bright	John Hancock	Jephtha D. New	John R. Tucker
John Young Brown	Aug. A. Hardenbergh	William J. O'Brien	Jacob Turney
Samuel D. Burchard	Henry R. Harris	Henry B. Payne	John L. Vance
George C. Cabell	Carter H. Harrison	James Phelps	Robert B. Vance
John H. Caldwell	Julian Hartridge	John F. Phillips	Alfred M. Waddell
William P. Caldwell	William Hartzell	William A. Piper	Charles C. B. Walker
Alexander Campbell	Robert A. Hatcher	Earley F. Poppleton	Ansel T. Walling
Milton A. Candler	William S. Haymond	Joseph Powell	William Walsh
George W. Cate	Eli J. Henkle	David Rea	Levi Warner
Bernard G. Caulfield	Abram S. Hewitt	John H. Reagan	Henry Watterson
John B. Clark, jr.	William S. Holman	Americus V. Rice	Erastus Wells
Heister Clymer	Charles E. Hooker	Haywood Y. Riddle	W. C. Whitthorne
Alex. G. Cochrane	James H. Hopkins	John Robbins	Scott Wike
Phillip Cook	John F. House	William M. Robbins	Alphens S. Williams
Jacob P. Cowan	Andrew Humphreys	Charles B. Roberts	Jere N. Williams
Samuel S. Cox	Eppa Hunton	John S. Savage	Benjamin A. Willis
David B. Culberson	Edward C. Kehr	Milton Saylor	William W. Wilshire
Augustus W. Cutler	J. Proctor Knott	Alfred M. Scales	Benjamin Wilson
Joseph J. Davis	Lucius Q. C. Lamar	Gustave Schleicher	Fernando Wood
Rezin A. DeBolt	Franklin Landers	James Sheakly	Jesse J. Yeates
George G. Dibrell	George M. Landers	Otho R. Singleton	Casey Young.
Beverly B. Douglas	Lafayette Lane		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. John A. Kasson	Mr. Jeremiah M. Rusk
George A. Bagley	James L. Evans	William D. Kelley	Ezekiel S. Sampson
John H. Baker	Edwin Flye	Alanson M. Kimball	Julius H. Seelye
William H. Baker	Greenbury L. Fort	Elbridge G. Lapham	C. H. Sinnickson
Latimer W. Ballou	Charles Foster	William Lawrence	Robert Smalls
Nathaniel P. Banks	Chapman Freeman	E. W. Leavenworth	A. Herr Smith
Henry W. Blair	William P. Frye	John R. Lynch	Horace B. Strait
Nathan B. Bradley	James A. Garfield	Henry S. Magoon	William H. H. Stowell
William R. Brown	Eugene Hale	C. D. MacDougall	Jacob M. Thornburgh
Horatio C. Burchard	Jere Haralson	James W. McDill	Martin I. Townsend
John H. Burleigh	Benjamin W. Harris	Samuel F. Miller	John Q. Tufts
Joseph G. Cannon	Henry H. Hathorn	James Monroe	Nelson H. Van Vorhes
Nathan T. Carr	George W. Hendee	Charles E. Nash	John T. Wait
Simson B. Chittenden	Thomas J. Henderson	Nelson I. Norton	Henry Waldron
Omar D. Conger	George F. Hoar	Addison Oliver	John W. Wallace
William W. Crapo	Solomon L. Hoge	Horace F. Page	Richard H. Whiting
Lorenzo Crounse	George G. Hoskins	Henry L. Pierce	Charles G. Williams
Lorenzo Danford	Jay A. Hubbell	Harris M. Plaisted	William B. Williams
John M. Davy	Morton C. Hunter	Allen Potter	James Wilson
Dudley C. Denison	Stephen A. Hurlbut	Henry O. Pratt	Alan Wood, jr.
Samuel A. Dobbins	John A. Hyman	Joseph H. Rainey	L. D. Woodworth.
Mark H. Dunnell	Charles H. Joyce	Milton S. Robinson	

Those not voting are—

Mr. Lyman K. Bass	Mr. Randall L. Gibson	Mr. Edwin R. Meade	Mr. Philip F. Thomas
George M. Beebe	John T. Harris	William R. Morrison	Washington Townsend
Archibald M. Bliss	Charles Hays	N. Holmes Odell	Gilbert C. Walker
Aylett H. Buckner	Frank Hereford	Charles O'Neill	Alexander S. Wallace
Thomas J. Cason	Goldsmith W. Hewitt	John B. Packer	Elijah Ward
Lucien B. Caswell	Benjamin H. Hill	William A. Phillips	William W. Warren
Chester W. Chapin	Frank H. Hurd	Thomas C. Platt	G. Wiley Wells
John B. Clarke	George A. Jenks	William J. Purman	William A. Wheeler
Francis D. Collins	Frank Jones	John Reilly	John D. White
Chester B. Darrall	Thomas L. Jones	James B. Reilly	John O. Whitehouse
George H. Durand	William S. King	Miles Ross	Peter D. Wigginton
Milton J. Durham	J. V. Le Moynes	Sobieski Ross	George Willard
Albert G. Egbert	Scott Lord	John G. Schumaker	Andrew Williams
Charles J. Faulkner	William F. Lynde	Alex. H. Stephens	James Williams
David Dudley Field	George W. McCrary	William H. Stone	William Woodburn.

So the House refused to suspend the rules.

Mr. Seelye moved to suspend the rules, so as to discharge the Committee of the Whole House on the state of the Union from the further

consideration of the bill of the House (H. R. 3798) for the relief of the Choctaw Nation of Indians and bring said bill before the House for consideration at the present time.

And the question being put,

It was decided in the negative, { Yeas 140
Nays 74
Not voting 75

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. James A. Garfield	Mr. John R. Lynch	Mr. William F. Slemmons
Charles H. Adams	Lucien C. Gause	C. D. MacDougall	Robert Smalls
Lucien L. Ainsworth	John Goode, jr.	James W. McDill	Milton I. Southard
William B. Anderson	John R. Goodin	William McFarland	William H. Stanton
Thomas S. Ashe	Thomas M. Gunter	Edwin R. Meade	Horace B. Strait
John C. Bagby	John Hancock	Henry B. Metcalfe	William H. H. Stowell
George A. Bagley	Jere Haralson	Samuel F. Miller	John K. Tarbox
John H. Bagley, jr.	Benjamin W. Harris	Charles W. Milliken	Charles P. Thompson
William H. Baker	Henry R. Harris	Roger Q. Mills	J. W. Throckmorton
Latimer W. Ballou	Carter H. Harrison	Hernando D. Money	Martin I. Townsend
Henry B. Banning	William Hartzell	Charles H. Morgan	John Q. Tufts
Richard P. Bland	Henry H. Hathorn	William Mutchler	Nelson H. Van Vorhes
Andrew R. Boone	William S. Haymond	Charles E. Nash	John L. Vance
Nathan B. Bradley	George W. Hendee	Nelson I. Norton	Robert B. Vance
William B. Brown	Abram S. Hewitt	Addison Oliver	Alfred M. Waddell
John H. Burleigh	George F. Hoar	Henry B. Payne	John T. Wait
Alexander Campbell	Solomon L. Hoge	James Phelps	Charles C. B. Walker
George W. Cate	Charles E. Hooker	Henry L. Pierce	Alexander S. Wallace
Simon B. Chittenden	James H. Hopkins	Earley F. Poppleton	Ansel T. Walling
Omar D. Conger	Jay A. Hubbell	Henry O. Pratt	William Walsh
Philip Cook	Morton C. Hunter	William J. Purman	Elijah Ward
Jacob P. Cowan	Frank H. Hurd	Joseph H. Rainey	Levi Warner
William W. Crapo	Stephen A. Hurlbut	David Rea	William W. Warren
John M. Davy	John A. Hyman	John Reilly	Henry Watterson
George G. Dibrell	Charles H. Joyce	Americus V. Rice	John D. White
Samuel A. Dobbins	John A. Kasson	Haywood Y. Riddle	Richard H. Whiting
Mark H. Dunnell	William D. Kelley	John Robbins	W. C. Whitthorne
Benjamin T. Eames	Lucius Q. C. Lamar	William M. Robbins	Scott Wike
E. John Ellis	Franklin Landers	Milton S. Robinson	Alpheus S. Williams
James L. Evans	George M. Landers	Milton Saylor	William W. Wilshire
Jesse J. Finley	Lafayette Lane	Alfred M. Scales	Benjamin Wilson
Edwin Flye	J. V. Le Moine	Gustave Schleicher	James Wilson
Benjamin J. Franklin	William M. Levy	Julius H. Seelye	Alan Wood, jr.
Chapman Freeman	Scott Lord	James Sheakley	L. D. Woodworth
William P. Frye	John K. Luttrell	Otho R. Singleton	Casey Young.
Benoni S. Fuller			

Those who voted in the negative are—

Mr. John D. C. Atkins	Mr. Joseph J. Davis	Mr. Alanson M. Kimball	Mr. Charles B. Roberts
John H. Baker	Rezin A. DeBolt	William Lawrence	Ezekiel S. Sampson
James H. Blount	Beverly B. Douglas	E. W. Leavenworth	John S. Savage
Taul Bradford	William H. Felton	L. A. Mackey	A. Herr Smith
John Young Brown	William H. Forney	Henry S. Magoon	William E. Smith
Horatio C. Burchard	Greenbury L. Fort	Levi Maish	William A. J. Sparks
Samuel D. Burchard	John M. Glover	John A. McMahon	William S. Stenger
George C. Cabell	Eugene Hale	James Monroe	Adlai E. Stevenson
John H. Caldwell	Andrew H. Hamilton	William R. Morrison	Thomas Swann
William P. Caldwell	Robert Hamilton	Lawrence T. Neal	Frederick H. Teese
Milton A. Candler	Aug. A. Hardenbergh	Jeptha D. New	William Terry
Joseph G. Cannon	Julian Hartridge	William J. O'Brien	John R. Tucker
John B. Clarke	Robert A. Hatcher	Horace F. Page	Jacob Turney
John B. Clark, jr.	Thomas J. Henderson	John F. Phillips	Henry Waldron
Hester Clymer	William S. Holman	William A. Piper	Erastus Wells
Alex. G. Cochrane	George G. Hoskins	Allen Potter	Charles G. Williams
Samuel S. Cox	Andrew Humphreys	Joseph Powell	Jere N. Williams
Augustus W. Cutler	Eppa Hunton	John H. Reagan	Jesse J. Yeates.
Lorenzo Danford	Edward C. Kehr		

Those not voting are—

Mr. Nathaniel P. Banks	Mr. Lucien B. Caswell	Mr. Albert G. Egbert	Mr. John F. House
Lyman K. Bass	Bernard G. Caulfield	Charles J. Faulkner	George A. Jenks
George M. Beebe	Chester W. Chapin	David Dudley Field	Frank Jones
Samuel N. Bell	Francis D. Collins	Charles Foster	Thomas L. Jones
Jos. C. S. Blackburn	Lorenzo Crounse	Randall L. Gibson	William S. King
Henry W. Blair	David B. Culberson	John T. Harris	J. Proctor Knott
Archibald M. Bliss	Chester B. Darrall	Charles Hays	Elbridge G. Lapham
John M. Bright	Dudley C. Denison	Eli J. Henkle	Burwell B. Lewis
Aylett H. Buckner	George H. Durand	Frank Hereford	William P. Lynde
Nathan T. Carr	Milton J. Durham	Goldsmith W. Hewitt	George W. McCrary
Thomas J. Cason	John R. Eden	Benjamin H. Hill	N. Holmes Odell

Mr. Charles O'Neill
John B. Packer
William A. Phillips
Harris M. Plaisted
Thomas C. Platt
James B. Reilly
Miles Ross
Sobieski Ross

Mr. Jeremiah M. Rusk
John G. Schumaker
C. H. Sinnickson
William M. Springer
Alex. H. Stephens
William H. Stone
Philip F. Thomas
Jacob M. Thornburgh

Mr. Washing'n Townsend
Gilbert C. Walker
John W. Wallace
G. Wiley Wells
William A. Wheeler
John O. Whitehouse
Peter D. Wigginton

Mr. George Willard
Andrew Williams
James Williams
William B. Williams
Benjamin A. Willis
Fernando Wood
William Woodburn.

So the House refused to suspend the rules.

Mr. Hunter moved to suspend the rules, so as to enable him to submit, and the House to pass, a joint resolution of the following title, viz:

A joint resolution proposing an amendment to the Constitution of the United States.

And the question being put,

It was decided in the negative, { Yeas 125
Nays 71
Not voting 93

{two thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Charles H. Adams
William B. Anderson
John C. Bagby
George A. Bagley
John H. Bagley, Jr.
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Samuel N. Bell
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
John H. Burleigh
Joseph G. Cannon
Lucien B. Caswell
Heater Clymer
Alex. G. Cochran
Omar D. Conger
William W. Crapo
Lorenzo Crounse
Augustus W. Cutler
Lorenzo Danford
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell
George H. Durand
Benjamin T. Eames
James L. Evans
Edwin Flye
Greenbury L. Fort

Mr. Charles Foster
Chapman Freeman
William P. Frye
Benoni S. Fuller
James A. Garfield
John R. Goodin
Eugene Hale
Andrew H. Hamilton
Ang. A. Hardenbergh
Benjamin W. Harris
Carter H. Harrison
William Hartzell
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt
George F. Hoar
Solomon L. Hoge
William S. Holman
James H. Hopkins
George G. Hoskins
Jay A. Hubbell
Andrew Humphreys
Morton C. Hunter
Stephen A. Harlbut
John A. Hyman
Charles H. Joyce
John A. Kasam
Edward C. Kehr
Alanson M. Kimball
Elbridge G. Lapham
E. W. Leavenworth

Mr. John K. Luttrell
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
John A. McMahon
Henry B. Metcalfe
James Monroe
Charles H. Morgan
Lawrence T. Neal
Jephtha D. Neal
Nelson I. Norton
Addison Oliver
Horace F. Page
James Phelps
Henry L. Pierce
William A. Piper
Harris M. Plaisted
Earley F. Poppleton
Allen Potter
Joseph Powell
Henry O. Pratt
Americus V. Rice
John Robbins
Milton S. Robinson
Jeremiah M. Rusk
Ezekiel S. Sampson
John S. Savage
Julius H. Seelye
C. H. Sinnickson
A. Herr Smith

Mr. William A. J. Sparks
William M. Springer
Horace B. Strait
William S. Stenger
Adlai E. Stevenson
William H. H. Stowell
John K. Tarbox
Frederick H. Teese
Charles P. Thompson
Jacob M. Thornburgh
Martin I. Townsend
John Q. Tufts
Charles P. Turney
Nelson H. Van Vorst
John L. Vance
John T. Wait
Henry Waldron
John W. Wallace
Eljah Ward
Levi Warner
John D. White
Richard H. Whiting
Scott Wike
George Willard
Alphens S. Williams
Charles G. Williams
William B. Williams
Benjamin A. Willis
James Wilson
Alan Wood, jr.
L. D. Woodworth.

Those who voted in the negative are—

Mr. Lucien L. Ainsworth
Thomas S. Ashe
John D. C. Atkins
Jos. C. S. Blackburn
Richard F. Bland
James H. Blount
Andrew R. Boone
Paul Bradford
John M. Bright
John Young Brown
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell
Milton A. Candler
George W. Cate
Bernard G. Caulfield
John B. Clarke

Mr. Philip Cook
David B. Culbertson
Joseph J. Davis
George G. Dibrell
Beverly B. Douglas
John R. Eden
E. John Ellis
William H. Felton
Jose J. Finley
William H. Forney
Benjamin J. Franklin
John M. Glover
John Goode, jr.
Thomas M. Grant
Robert Hamilton
John Hancock
Henry R. Harris
Julian Hartridge

Mr. Robert A. Hatcher
Eli J. Henkle
Charles E. Hooker
Eppa Hunton
Thomas L. Jones
J. Proctor Knott
Lucius Q. C. Lamar
John R. Lynch
Charles W. Milliken
Roger Q. Mills
William J. O'Brien
John F. Phillips
Joseph H. Rainey
John H. Reagan
Haywood Y. Riddle
William M. Robbins
Alfred M. Seales
Otho K. Singleton

Mr. William F. Slemmon
Robert Smalls
William E. Smith
Milton I. Southard
Thomas Swann
William Terry
J. W. Throckmorton
John R. Tucker
Robert B. Vance
Alfred M. Waddell
Erastus Wells
G. Wiley Wells
W. C. Whitthorne
Jere N. Williams
William W. Wilsbire
Fernando Wood
Jesse J. Yeates.

Those not voting are—

Mr. Josiah G. Abbott
Henry B. Banning
Lyman K. Bass
George M. Bebe

Mr. Henry W. Blair
Archibald M. Bliss
Aylett H. Buckner
Alexander Campbell

Mr. Nathan T. Carr
Thomas J. Cason
Chester W. Chapin
Simeon B. Chittenden

Mr. John B. Clark, jr.
Francis D. Collins
Jacob P. Cowan
Samuel S. Cox

Mr Chester B. Darrall	Mr. William D. Kelley	Mr. Charles E. Nash	Mr. Alex. H. Stephens
Rezin A. DeBolt	William S. King	N. Holmes Odell	William H. Stone
Milton J. Durham	Franklin Landers	Charles O'Neill	Philip F. Thomas
Albert G. Egbert	George M. Landers	John B. Packer	Washing'n Townsend
Charles J. Faulkner	Lafayette Lane	Henry B. Payne	Charles C. B. Walker
David Dudley Field	William Lawrence	William A. Phillips	Gilbert C. Walker
Lucien C. Gause	J. V. Le Moine	Thomas C. Platt	Alexander S. Wallace
Randall L. Gibson	William M. Levy	William J. Purman	Ansel T. Walling
Jere Haralson	Burwell B. Lewis	David Rea	William Walsh
John T. Harris	Scott Lord	John Reilly	William W. Warren
Henry H. Hathorn	William P. Lynde	James B. Reilly	Henry Watterson
William S. Haymond	L. A. Mackey	Charles B. Roberts	William A. Wheeler
Charles Hays	Levi Maish	Miles Ross	John O. Whitehouse
Frank Hereford	William McFarland	Sobieski Ross	Peter D. Wigginton
Goldsmith W. Hewitt	Edwin R. Meade	Milton Saylor	Andrew Williams
Benjamin H. Hill	Samuel F. Miller	Gustave Schleicher	James Williams
John F. House	Hernando D. Money	John G. Schumaker	Benjamin Wilson
Frank H. Hurd	William R. Morrison	James Sheakley	William Woodburn
George A. Jenks	William Mutchler	William H. Stanton	Casey Young.
Frank Jones			

So the House refused to suspend the rules.

Messages in writing were received from the President of the United States, by Mr. Sniffin, one of his secretaries; which were handed in at the Speaker's table.

Also, a message, which was handed in at the Clerk's desk, informing the House that he did, on the 20th instant, approve and sign a bill of the House of the following title, viz:

H. R. 2287. An act for the relief of Peters & Reed, naval contractors at Norfolk navy-yard in the year 1860.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 3038. An act granting a pension to Almon F. Mills, late private Company K, Twenty-ninth Regiment Ohio Volunteers;

H. R. 3511. An act granting a pension to Thomas G. Kingsley; and

H. R. 3575. An act granting a pension to Eliza A. Blaze.

The Senate have passed a bill of the House of the following title, viz:

H. R. 4168. An act to amend section 1 of the act of May 12, 1864, for a grant of lands to the State of Iowa to aid in the construction of a railroad in said State;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 807. An act for the relief of John E. Catlett, of Hannibal, Missouri;

S. 855. An act making an appropriation to pay the claim of Benjamin Fenton and D. W. Fenton; and

S. 1152. An act granting a pension to Amasa J. Finch; in which I am directed to ask the concurrence of the House of Representatives.

The President of the United States has notified the Senate that he did, on the 16th instant, approve and sign bills of the following titles, viz:

S. 408. An act for the relief of Assistant Surgeon Thomas Azpell, United States Army.

S. 526. An act to amend section 1036 of the Revised Statutes relating to the District of Columbia.

S. 739. An act to amend section 5457 of the Revised Statutes of the United States, relating to counterfeiting.

S. 752. An act authorizing the recorder of the District of Columbia to appoint an assistant with certain powers.

Also, that he did, on the 19th instant, approve and sign bills of the Senate of the following titles, viz:

S. 678. An act for the relief of Ephraim P. Abbott; and

S. 453. An act to authorize the Vancouver Water Company to lay water-pipes through the Fort Vancouver military reservation.

Also, that he did, on the 20th instant, approve and sign a bill of the Senate of the following title, viz :

S. 842. An act authorizing the Commissioners of the District of Columbia to remove the jail on Judiciary Square to grounds near to the Washington Asylum for the use of the District.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee did, on the 19th instant, present to the President of the United States bills of the House of the following numbers, viz :

H. R. 767, H. R. 940, H. R. 1521, H. R. 2242, H. R. 2287, H. R. 2653, H. R. 2842, H. R. 3500, H. R. 4155.

Mr. Erastus Wells moved that the rules be suspended, and that the House resolve itself into the Committee of the Whole House on the State of the Union for the consideration of the Indian appropriation bill ;

Pending which,

Mr. Ashe moved that the rules be suspended, so as to discharge the Committee of the Whole House from the further consideration of the bill of the House (H. R. 1146) to refund to the State of North Carolina certain money therein named, and pass the said bill ;

And the question being put,

It was decided in the negative, (two-thirds not voting in favor thereof.)

So the rules were not suspended.

Mr. Knott, at 3 o'clock and 35 minutes p. m., moved that the House adjourn.

Pending which,

The Speaker, by unanimous consent, laid before the House the following message, heretofore received from the President of the United States, viz :

To the House of Representatives :

On the 9th day of December, 1876, the following resolution of the House of Representatives was received, namely :

"Resolved, That the President be requested, if not incompatible with the public interest, to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer, with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports by telegraph or otherwise from either or any of said military commanders or civil officers."

It was immediately or soon thereafter referred to the Secretary of War and the Attorney-General, the custodians of all retained copies of "orders or directions" given by the Executive Department of the Government covered by the above inquiry, together with all information upon which such "orders or directions" were given.

The information, it will be observed, is voluminous, and, with the limited clerical force in the Department of Justice, has consumed the time up to the present. Many of the communications accompanying this have been already made public in connection with messages heretofore sent to Congress. This class of information includes the important documents received from the governor of South Carolina, and sent to Congress with my message on the subject of the Hamburg massacre: also the documents accompanying my response to the resolution of the

House of Representatives in regard to the soldiers stationed at Petersburg.

There have also come to me and to the Department of Justice, from time to time, other earnest written communications from persons holding public trusts and from others residing in the South, some of which I append hereto as bearing upon the precarious condition of the public peace in those States. These communications I have reason to regard as made by respectable and responsible men. Many of them deprecate the publication of their names as involving danger to them personally.

The reports heretofore made by committees of Congress of the results of their inquiries in Mississippi and in Louisiana, and the newspapers of several States recommending "the Mississippi plan," have also furnished important data for estimating the danger to the public peace and order in those States.

It is enough to say that these different kinds and sources of evidence have left no doubt whatever in my mind that intimidation has been used, and actual violence, to an extent requiring the aid of the United States Government, where it was practicable to furnish such aid, in South Carolina, in Florida, and in Louisiana, as well as in Mississippi, in Alabama, and in Georgia.

The troops of the United States have been but sparingly used, and in no case so as to interfere with the free exercise of the right of suffrage. Very few troops were available for the purpose of preventing or suppressing the violence and intimidation existing in the States above named. In no case, except that of South Carolina, was the number of soldiers in any State increased in anticipation of the election, saving that twenty-four men and an officer were sent from Fort Foote to Petersburg, Virginia, where disturbances were threatened prior to the election.

No troops were stationed at the voting-places. In Florida and in Louisiana, respectively, the small number of soldiers already in the said States were stationed at such points in each State as were most threatened with violence, where they might be available as a posse for the officer whose duty it was to preserve the peace and prevent the intimidation of voters. Such a disposition of the troops seemed to me reasonable and justified by law and precedent, while its omission would have been inconsistent with the constitutional duty of the President of the United States "to take care that the laws be faithfully executed." The statute expressly forbids the bringing of troops to the polls, "except where it is necessary to keep the peace," implying that to keep the peace it may be done. But this even, so far as I am advised, has not in any case been done. The stationing of a company or part of a company in the vicinity, where they would be available to prevent riot, has been the only use made of troops prior to and at the time of the elections. Where so stationed, they could be called in an emergency requiring it by a marshal or deputy marshal as a posse to aid in suppressing unlawful violence. The evidence which has come to me has left me no ground to doubt that if there had been more military force available it would have been my duty to have disposed of it in several States with a view to the prevention of the violence and intimidation which have undoubtedly contributed to the defeat of the election law in Mississippi, Alabama, and Georgia, as well as in South Carolina, Louisiana, and Florida.

By article 4, section 4, of the Constitution, "The United States shall guarantee to every State in this Union a republican form of government, and shall protect each of them against invasion, and on applica-

tion of the legislature, or of the executive, (when the legislature cannot be convened,) against domestic violence."

By act of Congress (R. S. U. S., sections 1034, 1035) the President, in case of "insurrection in any State," or of "unlawful obstruction to the enforcement of the laws of the United States by the ordinary course of judicial proceedings," or whenever "domestic violence in any State so obstructs the execution of the laws thereof and of the United States as to deprive any portion of the people of such State" of their civil or political rights, is authorized to employ such parts of the land and naval forces as he may deem necessary to enforce the execution of the laws and preserve the peace, and sustain the authority of the State and of the United States. Acting under this title (69) of the Revised Statutes, United States, I accompanied the sending of troops to South Carolina with a proclamation such as is therein prescribed.

The President is also authorized by act of Congress "to employ such part of the land or naval forces of the United States" * * * "as shall be necessary to prevent the violation and to enforce the due execution of the provisions" of title 24 of the Revised Statutes of the United States, for the protection of the civil rights of citizens, among which is the provision against conspiracies "to prevent by force, intimidation, or threat, any citizen who is lawfully entitled to vote from giving his support or advocacy in a legal manner toward or in favor of the election of any lawfully-qualified person as an elector for President or Vice-President, or as a member of Congress of the United States." (United States Revised Statutes, 1899.)

In cases falling under this title, I have not considered it necessary to issue a proclamation to precede or accompany the employment of such part of the Army as seemed to be necessary.

In case of insurrection against a State government or against the Government of the United States, a proclamation is appropriate. But in keeping the peace of the United States at an election at which members of Congress are elected, no such call from the State or proclamation by the President is prescribed by statute or required by precedent.

In the case of South Carolina, insurrection and domestic violence against the State government were clearly shown, and the application of the governor founded thereon was duly presented, and I could not deny his constitutional request without abandoning my duty as the Executive of the National Government.

The companies stationed in the other States have been employed to secure the better execution of the laws of the United States and to preserve the peace of the United States.

After the election had been had, and where violence was apprehended by which the returns from the counties and precincts might be destroyed, troops were ordered to the State of Florida, and those already in Louisiana were ordered to the points in greatest danger of violence.

I have not employed troops on slight occasions, nor in any case where it has not been necessary to the enforcement of the laws of the United States. In this I have been guided by the Constitution and the laws which have been enacted and the precedents which have been formed under it.

It has been necessary to employ troops occasionally to overcome resistance to the internal-revenue laws from the time of the resistance to the collection of the whisky-tax in Pennsylvania, under Washington, to the present time.

In 1854, when it was apprehended that resistance would be made in Boston to the seizure and return to his master of a fugitive slave, the

troops there stationed were employed to enforce the master's right under the Constitution, and troops stationed at New York were ordered to be in readiness to go to Boston if it should prove to be necessary.

In 1859, when John Brown, with a small number of men, made his attack upon Harper's Ferry, the President ordered United States troops to assist in the apprehension and suppression of him and his party without a formal call of the legislature or governor of Virginia and without proclamation of the President.

Without citing further instances in which the Executive has exercised his power as Commander of the Army and Navy to prevent or suppress resistance to the laws of the United States or where he has exercised like authority in obedience to a call from a State to suppress insurrection, I desire to assure both Congress and the country that it has been my purpose to administer the Executive powers of the Government fairly, and in no instance to disregard or transcend the limits of the Constitution.

U. S. GRANT.

EXECUTIVE MANSION, *January 22, 1877.*

The same having been read,

Mr. Fernando Wood submitted the following resolution, and demanded the previous question thereon, viz :

Resolved, That the message of the President and the accompanying documents, in answer to the resolution of the House, calling for copies of all dispatches, orders, &c., relating to the use of troops in the States of Virginia, South Carolina, Louisiana, and Florida since the 1st August last, be referred to a select committee of eleven members, with instructions to report whether there has been any exercise of authority not warranted by the Constitution and laws of the United States in the use of the troops in the States referred to within the period stated, for which the President is justly responsible; with the power to send for persons and papers, to administer oaths, and to report at any time.

Mr. Kasson made the point of order that the resolution was not in order except upon a motion to suspend the rules.

The Speaker held that unanimous consent having been given to lay the said message before the House, the question of reference in the event of different committees being proposed was prescribed by rule 43, and the resolution, so far as it created a select committee and conferred power to send for persons and papers, was in order.

Mr. Banks made the point of order that that portion of the resolution giving the proposed committee the right to report at any time was not in order, as the order of business prescribed by the rules would thereby be changed, which could not now be done except by a suspension of the rules.

The Speaker sustained the point of order, and Mr. Wood modified his resolution accordingly.

Mr. Wood thereupon renewed the demand for the previous question;

Pending which,

Mr. Kasson moved to suspend the rules, so as to enable him to submit, and the House to adopt, the following resolution :

Resolved, That Colorado is a State in this Union, and that James B. Belford, Representative elect from said State, be sworn and admitted to his seat as such.

Mr. Wood insisted upon his right to the floor upon the demand previously made by him for the previous question.

After debate,

The Speaker held the motion of Mr. Kasson to suspend the rules to be first in order, and that the resolution submitted by Mr. Wood, if not disposed of before adjournment, would come up as the unfinished business after the reading of the Journal to-morrow.

And then,

Pending the motion of Mr. Kasson to suspend the rules and adopt the resolution submitted by him, (which was not read,)

On motion of Mr. Cox, at 4 o'clock and 10 minutes p. m., the House adjourned.

TUESDAY, JANUARY 23, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Bradley: The petition of 93 citizens of Bay County, Michigan, for the reduction of the tax imposed on banks, to the Committee of Ways and Means.

By Mr. Clymer: The petition of citizens of Philadelphia, for the passage of the bill reported by the Joint Committee on Counting the Electoral Vote, to the Committee on Counting the Electoral Vote.

By Mr. Dunnell: The petition of S. A. Davis and 50 other citizens of Minnesota, for the passage of an act granting arrears of pensions, to the Committee on Invalid Pensions.

By Mr. Finley: The petition of citizens of Florida, for cheap telegraphy;

By Mr. Hale: The petition of A. K. McKenzie and other citizens of Maine, of similar import;

By Mr. Henry R. Harris: The petition of M. G. Harman and other citizens of Virginia, of similar import;

By Mr. Hatcher: The petition of citizens of Ripley County, Missouri, for a post-route from Doniphan to Van Buren, Missouri;

By Mr. Goldsmith W. Hewitt: The petition of E. G. Chandler and other citizens of Alabama, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

By Mr. Hopkins: Telegraphic memorial from 35 prominent lawyers, bankers, and business men of Pittsburgh, Pennsylvania, in favor of the passage of the bill reported by the Joint Committee on Counting the Electoral Vote for President and Vice-President;

Also, resolutions of the Chamber of Commerce of Pittsburgh, Pennsylvania, communicated by telegraph, favoring the passage of the bill reported by the Joint Committee on Counting the Electoral Vote for President and Vice-President; to the Committee on Counting the Electoral Vote.

By Mr. Kelley: The petition of 28 citizens of Philadelphia, for the repeal of the tax on the deposits, circulation, and capital of all banks, and the remission of the subject of bank-taxation to the several States and Territories, to the Committee of Ways and Means.

By Mr. Kidder: A paper relating to the establishment of a post-route from Sioux City, via Firesteel, to Fort Thompson, Dakota Territory;

By Mr. Neal: The petition of T. C. Downey and 102 other citizens of Adams County, Ohio, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: Memorial of the Philadelphia Board of Trade, against the passage of the bill for the imposition of a capitation tax on immigrants and vexatious conditions on the immigrant traffic, to the Committee on Commerce.

By Mr. John Robbins: The petition of A. E. Borie, A. J. Drexel, Daniel M. Fox, Fred Fraley, John Welsh, Henry Armitt Brown, and other citizens of Philadelphia, without distinction of party, for the passage of the bill reported by the Joint Committee on Counting the Electoral Vote, to the Committee on Counting the Electoral Vote.

By Mr. Strait: A paper relating to the establishment of a post-route from Willmar, Kandiyohi County, Minnesota, to Beaver Falls, Renville County, Minnesota, via Whitefield and Henryville, to the Committee on the Post-Office and Post-Roads.

By Mr. Throckmorton: Papers relating to the claim of W. E. Davis, for compensation on account of depredations by the Kiowa Indians;

Also, papers relating to the claims of Jesse B. Maxey and John A. Gordon, of similar import;

Also, papers relating to the claim of Hiram Leaf, for compensation on account of depredations by Kiowa and Comanche Indians; to the Committee on Indian Affairs.

By Mr. Andrew Williams: The petition of W. D. Capron, John Hammond, and other citizens of New York, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Wilshire: The petition of William A. Britton, for re-imbursement of moneys expended by him while marshal of the western district of Arkansas in 1872, to the Committee on Expenditures in the Department of Justice.

On motion of Mr. Whitthorne, by unanimous consent,

Ordered, That the special order for this day after the morning hour, viz, the bill (H. R. 4389) to authorize the formation of a mixed commission to inquire and report as to the future naval policy of the United States, be postponed until the 30th instant after the morning hour, and from day to day thereafter until disposed of, not to interfere with the general appropriation bills.

Mr. Swann, by unanimous consent, from the Committee on Foreign Affairs, to which was referred a letter from the Secretary of State relative to the commission under the convention between the United States and Mexico of July 4, 1868, reported the same; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House on a motion to reconsider.

Mr. Erastus Wells, by unanimous consent, from the Committee on Appropriations, to which was referred a letter from the Secretary of War in reference to the settlement in favor of James B. Eads for the improvement of the South Pass of the Mississippi River, reported the same; which was ordered to be printed and recommitted to the said committee, not to be brought back on a motion to reconsider.

Mr. Willis, by unanimous consent, submitted the following resolution; which was referred to the Committee on Accounts, viz:

Resolved, That the Clerk of the House pay, and is hereby authorized and directed to pay, out of the contingent fund, to George C. Ellison, chief engineer of the House of Representatives, to indemnify him for moneys expended by him and incurred by him in and about certain legal proceedings in defending the title and retaining the possession of certain property belonging to the National Government in his custody as an officer of the House.

Mr. Holman moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. John T. Harris, from the Committee of Elections, submitted a report in writing, accompanied by the following resolution, viz:

Resolved, That C. W. Buttz has a *prima facie* title to a seat in this House as a member of the Forty-fourth Congress from the second congressional district of South Carolina for the unexpired term.

Mr. Harris demanded the previous question thereon; which was seconded and the main question ordered, and under the operation thereof the said resolution was agreed to.

Mr. Harris moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table, which latter motion was agreed to.

And thereupon the said Charles W. Buttz appeared, and having taken the oath of office prescribed by section 1756 of the Revised Statutes of the United States, took his seat in the House as Representative from the second congressional district of the State of South Carolina.

The regular order being demanded, the Speaker announced the regular order to be the consideration of the report of the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, the pending question being on the adoption of the resolutions submitted by Mr. Horatio C. Burchard on behalf of the minority of said committee, as a substitute for the resolutions reported by the committee.

After debate,

Mr. Horatio C. Burchard, by unanimous consent, submitted the views of the minority of the said committee on the resolutions reported by the committee; which were ordered to be printed in the Record.

And then,

On motion of Mr. Fernando Wood, the further consideration of the said report was postponed until after the reading of the journal to-morrow.

A message in writing was received from the President of the United States, by Mr. Grant, one of his secretaries; which was handed in at the Speaker's table.

Mr. Cox, by unanimous consent, from the Select Committee on Alleged Fraudulent Registration and Fraudulent Voting in the Cities of New York, Philadelphia, Brooklyn, and Jersey City, submitted a report in writing in relation to the investigation of the New York City post-office, together with the testimony thereon; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House upon a motion to reconsider.

The regular order being demanded, the Speaker announced the regular order of business to be the call of committees for reports.

Mr. Waddell, at 4 o'clock and 15 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted as follows:

To Mr. Wigginton, indefinitely.

To Mr. Lord, for one week.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill and a joint resolution of the following titles, viz:

S. 155. An act to amend sections 533, 556, 571, and 572 of the Revised Statutes of the United States, relating to courts in Arkansas and other States; and

S. R. 4. Joint resolution authorizing Captain Temple and Lieutenant-Commander Whiting, of the Navy, to accept a decoration from the King of the Hawaiian Islands.

Mr. Andrew H. Hamilton, from the same committee, reported that

the committee had examined and found truly enrolled bills of the following titles, viz :

H. R. 3038. An act granting a pension to Almon F. Mills, late private Company K, Twenty-ninth Regiment Ohio Volunteers ;

H. R. 3511. An act granting increased pension to Thomas G. Kingsley ; and

H. R. 3575. An act granting a pension to Eliza Blaze, widow of Abner T. Blaze, late a private in Company C, Thirteenth Indiana Cavalry Volunteers ;

When

The Speaker signed the same.

Mr. Harrison, from the same committee, reported that the committee did this day present to the President of the United States bills of the House of the following titles, viz :

H. R. 1850. An act granting a pension to Harvey B. Kilborn, private in Company C, Thirtieth Regiment Pennsylvania Militia.

H. R. 4307. Making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes.

The Speaker, by unanimous consent, laid before the House executive and other communications ; which were severally disposed of as follows, viz :

I. A letter from the Secretary of War, transmitting a copy of the report of the Commissary-General on the bill (H. R. 3283) for the relief of Charles Metcalfe ;

II. A letter from the Secretary of War, transmitting the petitions of William Steimett and George Mealer and Meridy Mealer, privates of the Tenth Regiment of Tennessee Volunteers ;

III. A letter from the Secretary of War, transmitting a copy of the report in the case of Henry Freeman, private of Company E, Seventh Kentucky Infantry ;
to the Committee on Military Affairs.

IV. A letter from the Secretary of the Treasury, transmitting a statement of fees received by customs-officers during the fiscal year ending June 30, 1876, to the Committee of Ways and Means, and ordered to be printed.

V. A letter from the Secretary of the Treasury, relative to the issue of United States bonds in favor of James B. Eads, of Saint Louis, in payment of warrants of the Secretary of the Treasury, to the Committee on Appropriations, and ordered to be printed.

And then,

Mr. Waddell withdrew the motion to adjourn.

When

Mr. Mills renewed the same ;

And the question being put,

It was decided in the affirmative, { Yeas 102
Nays 90
Not voting 98

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams
Lucien L. Ainsworth
Thomas S. Ashe
George A. Bagley
Latimer W. Ballou
Nathaniel P. Banks
Samuel N. Bell
Jos. C. S. Blackburn
Henry W. Blair

Mr. Taml Bradford
Nathan B. Bradley
Horatio C. Burchard
Samuel D. Burchard
John H. Burleigh
George C. Cabell
John H. Caldwell
William P. Caldwell
Joseph G. Cannon

Mr. Nathan T. Carr
George W. Cate
Simon B. Chittenden
Samuel S. Cox
William W. Crapo
Lorenzo Cronnes
David B. Culberson
Lorenzo Danford
John M. Davy

Mr. George G. Dibrell
Samuel A. Dobbins
Mark H. Dunnell
Benjamin T. Eames
William H. Felton
William H. Forney
Randall L. Gibson
Eugene Hale
John Hancock

Mr. Jere Haralson
Aug. A. Hardenbergh
Benjamin W. Harris
Carter H. Harrison
William S. Haymond
George W. Hendee
Thomas J. Henderson
George G. Hoskins
John F. House
Jay A. Hubbell
Frank H. Hurd
John A. Hyman
John A. Kasson
Franklin Landers
Elbridge G. Lapham
William Lawrence
William M. Levy

Mr. Burwell B. Lewis
John K. Luttrell
John R. Lynch
William P. Lynde
Henry S. Magoon
C. D. MacDougall
James W. McDill
William McFarland
Samuel F. Miller
Roger Q. Mills
Hernando D. Money
James Monroe
Charles E. Nash
Nelson I. Norton
Addison Oliver
Charles O'Neill
Horace F. Page

Mr. John F. Phillips
Earley F. Poppleton
John H. Reagan
William M. Robbins
Charles B. Roberts
Milton S. Robinson
Alfred M. Scales
Julius H. Seelye
C. H. Sluickson
Robert Smalls
A. Herr Smith
Horace B. Strait
William H. H. Stowell
John K. Tarbox
William Terry
Jacob M. Thornburgh

Mr. John Q. Tufts
Nelson H. Van Vorst
Robert B. Vance
Charles C. B. Walker
Levi Warner
John D. White
W. C. Whitthorne
Scott Wike
George Willard
Andrew Williams
James Williams
William B. Williams
James Wilson
Alan Wood, jr.
William Woodburn
Jesse J. Yeates

Those who voted in the negative are—

Mr. William B. Anderson
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Richard P. Bland
James H. Blount
John M. Bright
Aylett H. Buckner
Milton A. Candler
Bernard G. Caulfield
Chester W. Chapin
John B. Clarke
John B. Clark, jr.
Hester Clymer
Alex. G. Cochrane
Jacob P. Cowan
Augustus W. Cutler
Beverly B. Douglas
George H. Durand
Milton J. Durham
John R. Eden
David Dudley Field
Jesse J. Finley

Mr. Greenbury L. Fort
Benjamin J. Franklin
William P. Frye
John M. Glover
John Goode, jr.
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
Henry R. Harris
John T. Harris
Julian Hartridge
William Hartzell
Robert A. Hatcher
Abram S. Hewitt
Goldsmith W. Hewitt
George F. Hoar
William S. Holman
Charles E. Hooker
James H. Hopkins
Andrew Humphreys
Eppa Hunton
Frank Jones
Thomas L. Jones

Mr. Edward C. Kehr
Lucius C. C. Lamar
George M. Landers
J. V. Le Moine
L. A. Mackey
Levi Malish
John A. McMahon
Edwin R. Meade
Henry B. Metcalfe
Charles W. Milliken
Charles H. Morgan
Lawrence T. Neal
William J. O'Brien
Henry B. Payne
Henry L. Pierce
Harris M. Plaisted
Allen Potter
Joseph Powell
Joseph H. Rainey
David Rea
John Reilly
Americus V. Rice

Mr. Haywood Y. Riddle
John Robbins
Ezekiel S. Sampson
Gustave Schleicher
William E. Smith
Milton I. Southard
William A. J. Sparr
William S. Stenger
Adlai E. Stevenson
William H. Stoe
Frederick H. Teese
Charles P. Thompson
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Erastus Wells
Peter D. Winginton
Jere N. Williams
Benjamin A. Willis
Benjamin Wilcox
Fernando Wood

Those not voting are—

Mr. Josiah G. Abbott
John H. Baker
William H. Baker
Henry R. Banning
Lyman K. Bass
George M. Beebe
Archibald M. Bliss
Andrew R. Boone
John Young Brown
William R. Brown
Charles W. Butts
Alexander Campbell
Thomas J. Cason
Lucien B. Caswell
Francis D. Collins
Omar D. Conger
Philip Cook
Chester B. Darrall
Joseph J. Davis
Rezin A. DeBolt
Dudley C. Denison
Albert G. Egbert
E. John Ellis
James L. Evans
Charles J. Faulkner

Mr. Edwin Flye
Charles Foster
Chapman Freeman
Benoni S. Fuller
James A. Garfield
Lucien C. Gause
John R. Goodin
Henry H. Hathorn
Charles Hays
Eli J. Henkle
Frank Hereford
Benjamin H. Hill
Solomon L. Hoge
Morton C. Hunter
Stephen A. Hurlbut
George A. Jenks
Charles H. Joyce
William D. Kelley
Alanson M. Kimball
William S. King
J. Proctor Knott
Lafayette Lane
E. W. Leavenworth
Scott Lord
George W. McCrary

Mr. William R. Morrison
William Mutchler
Jephtha D. New
N. Holmes Odell
John B. Packer
James Phelps
William A. Phillips
William A. Piper
Thomas C. Platt
Henry O. Pratt
William J. Purman
James B. Reilly
Miles Ross
Sobieski Ross
Jeremiah M. Rusk
John S. Savage
Milton Saylor
John G. Schumaker
James Sheakley
Otho R. Slagleton
William F. Slemmons
William M. Springer
William H. Stanton
Alex. H. Stephens

Mr. Thomas Swann
Phillip F. Thomas
Martin I. Townsend
Washington Townsend
Alfred M. Waddell
John T. Wait
Henry Waldron
Gilbert C. Walker
Alexander S. Wallace
John W. Wallace
Ansel T. Walling
William Walsh
Elijah Ward
William W. Warren
Henry Watterson
G. Wiley Wells
William A. Wheeler
John O. Whitehouse
Richard H. Whiting
Alpheus S. Williams
Charles G. Williams
William W. Wilshire
L. D. Woodworth
Casey Young

So the motion was agreed to, and the House accordingly, at 4 o'clock and 35 minutes p. m., adjourned.

WEDNESDAY, JANUARY 24, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Blackburn: The petition of W. C. P. Breckinridge and other citizens of Kentucky, that no innovation or novel expedient be resorted to in counting the electoral vote, but that the precedents of Congress be allowed to have force and control, which are unpartisan in their

nature and which were adopted and acted upon at a time when Congress, free from party influence, gave mature and fair expression to their conviction of the sense and intent of so much of the Constitution as applies in the case, to the Committee on the Powers and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States.

By Mr. Denison: The petition of J. M. Stevens and other citizens of East Hardwick, Vermont, for cheap telegraphy;

By Mr. Joseph G. Cannon: The petition of John Underwood and others, of Macon County, Illinois, of similar import;

to the Committee on the Post Office and Post-Roads.

By Mr. Robert Hamilton: The petition of citizens of Sussex County, New Jersey, that pensioners be paid from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Benjamin W. Harris: The petition of M. S. Stetson and other citizens of Abington, South Abington, and Rockland, Massachusetts, for the repeal of the bank-tax, to the Committee of Ways and Means.

By Mr. Leavenworth: The petition of Matilda Joslyn Gage, of New York, for a removal of her political disabilities, and that she may be declared invested with full powers to exercise her rights of self-government at the ballot-box, all State constitutions and statutes to the contrary notwithstanding, to the Committee on the Judiciary.

By Mr. Mackey: The petition of B. B. Comegys, A. J. Drexel, John C. Bullitt, Edwin M. Lewis, and 75 other citizens of Philadelphia, without distinction of party, for the passage of the presidential electoral bill, to the Committee on Counting the Electoral Vote.

Also, the petition of Alexius and Thorvald Lundquist, for the adoption by the Post-Office Department of their post-office letter-boxes;

By Mr. Maginnis: The petition of citizens of Montana, for cheap telegraphy;

By Mr. McFarland: The petition of 203 citizens of Washington County, Tennessee, for the establishment of a post-route from Carter's Depot to Fall Hill, Tennessee;

to the Committee on the Post Office and Post-Roads.

By Mr. O'Neill: Resolutions of the Board of Trade of Philadelphia, Pennsylvania, unanimously indorsing the bill reported by the Joint Committee on Counting the Electoral Vote for President and Vice-President;

Also, the petition of citizens of Philadelphia, for the passage of the same bill;

to the Committee on Counting the Electoral Vote.

By Mr. Poppleton: The petition of J. R. Lytle, J. H. Humphreys, J. H. White, and 25 other citizens and soldiers, of Delaware County, Ohio, that pensioners be paid arrears of pension from the date of their discharge from the Army;

Also, the petition of Francis W. Morrison, Samuel Wells, and 32 other citizens and soldiers, of Delaware County, Ohio, of similar import;

to the Committee on Invalid Pensions.

By Mr. Swaun: Resolutions of the Board of Trade of Baltimore, favoring the repeal of the oppressive tax on banks, to the Committee on Banking and Currency.

By Mr. Throckmorton: Papers relating to the claim of John Stroud, for compensation on account of depredations by Kiowa Indians, to the Committee on Indian Affairs.

By Mr. Robert B. Vance: The petition of W. H. Jones and others, of North Carolina, for cheap telegraphy;

Also, the petition of J. T. C. Hood and other citizens of North Carolina, for a post-route from Lenoir to Collettsville, North Carolina; to the Committee on the Post-Office and Post-Roads.

Also, a paper relating to the appointment of a special messenger for the folding-room of the House of Representatives, to the Committee of Accounts.

Mr. Stone, by unanimous consent, presented a preamble and resolutions of the Merchants' Exchange of the City of Saint Louis, in regard to the bill to provide a method for counting the electoral vote; which were read and laid on the table.

The regular order being demanded,

The Speaker announced the regular order of business to be the consideration of the report of the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, the pending question being on the adoption of the resolution submitted by Mr. Horatio C. Burchard, on behalf of the minority of the said committee, as a substitute for the resolutions reported from the committee by Mr. Knott.

After debate thereon,

On motion of Mr. Fernando Wood, the regular order of business was postponed until after the reading of the Journal to-morrow.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz :

By Mr. Kelley: A bill (H. R. 4528) to provide for the free entry of articles imported for exhibition by societies established for encouragement of the arts and sciences, and for other purposes, to the Committee of Ways and Means.

By Mr. Banks: A bill (H. R. 4529) for the relief of the destitute poor of the District of Columbia, to the Committee for the District of Columbia.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker : The Senate insist upon their amendment to the bill of the House (H. R. 3156) to correct errors and supply omissions in the Revised Statutes of the United States disagreed to by the House of Representatives, agree to the conference asked by the House of Representatives, and have appointed Mr. Boutwell, Mr. Christiancy, and Mr. Wallace the managers at the said conference on the part of the Senate.

The Senate have passed, without amendment, a bill of the House of the following title, viz :

H. R. No. 2461. For the relief of certain officers of the Third United States Artillery who suffered by fire at Fort Hamilton, New York Harbor, on the 3d of March, 1875.

The Speaker then proceeded, as the regular order of business, to call the committees for reports,

When,

On motion of Mr. Erastus Wells, the Committee on Appropriations was discharged from the further consideration of the petitions of David Allen and William L. Riley and a joint resolution of the House of the following title, viz :

H. Res. 178. Authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, executrixes of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney; and the same were referred to the Committee of Claims.

On motion of Mr. Payne, the Committee on Banking and Currency

was discharged from the further consideration of bills of the House of the following titles, and the same were laid on the table, viz:

H. R. 3752. A bill to repeal section 3412 of the Revised Statutes, which imposes a 10-per-cent. tax on the notes of State banks and State banking associations used for circulation and paid out by them;

H. R. 3971. A bill to establish the legal-tender quality of the silver coins of the United States as it existed previous to the enactment of section 3586 of the Revised Statutes of the United States, and for the repeal of said section;

H. R. 3789. A bill to amend section 5200 of chapter 3 of title 62 of the Revised Statutes.

Mr. Payne also, from the same committee, to which was referred bills of the following numbers, viz:

H. R. 3725. A bill to amend sections 5185 and 5186 of the Revised Statutes;

H. R. 3734. A bill to provide for the redemption of national-bank notes payable in gold at the office of the assistant treasurer of the United States in San Francisco, California;

reported the same, with a substitute therefor; which bill (H. R. 4530) to amend sections 5185 and 5186 of the Revised Statutes was read twice, ordered to be engrossed and read a third time, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Payne moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Lamar, from the Committee on the Pacific Railroad, to which was referred the bill of the Senate (S. 14) to extend the time for the construction and completion of the Northern Pacific Railroad, reported the same without amendment.

The House proceeded to its consideration,

When

Mr. Holman made the point of order that, as the bill made an appropriation of lands, it must receive its first consideration in the Committee of the Whole House on the state of the Union.

The Speaker sustained the point of order under rule 112, holding that the pending bill was not only a measure touching appropriation of property incidentally, but also directly; and that it created a grant of land on a new condition, that the road should be completed within a new period. The bill was not only a measure touching the appropriation of property, but is a direct, material, vital feature of the appropriation; that time is an element to be considered in connection with the grant, and that by existing law time is of the essence of the grant.

The bill was accordingly committed to the Committee of the Whole House on the state of the Union and ordered to be printed.

Mr. Lamar, from the same committee, to which were referred bills of the House numbered, respectively, as follows, viz, H. R. 25, H. R. 89, H. R. 472, H. R. 1035, H. R. 1305, and H. R. 3140, reported a substitute therefor, (H. R. 4531,) a bill amendatory of and supplementary to the act entitled "An act incorporating the Texas Pacific Railroad Company, to aid in the construction of its road, and for other purposes," approved March 3, 1871, and the act supplementary thereto, approved May 22, 1872, and the act entitled "An act granting lands to aid in the construction of a railroad and telegraph line from the States of Missouri and Arkansas to the Pacific Ocean," approved July 27, 1866, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice, committed to the Committee of the Whole House on the state of the Union, and, with the report, be printed.

Mr. Kasson, by unanimous consent, submitted the views of the minority thereon; which were ordered to be printed.

Mr. Franklin Landers, by unanimous consent, submitted a proposed amendment in the nature of a substitute to the said bill; which was ordered to be printed.

Mr. Throckmorton, from the same committee, to which was referred the bill of the House (H. R. 1547) limiting rates for the transportation of freight and passengers over the bridge constructed by the Union Pacific Railroad Company across the Missouri River at Omaha, Nebraska, reported the same with a substitute therefor; which bill, (H. R. 432,) to provide for fixing the rates and charges for freight and passengers passing over the bridge constructed across the Missouri River at Omaha, Nebraska, on the line of the Union Pacific Railroad, was read twice, committed to the Committee of the Whole House on the state of the Union, and ordered to be printed.

When the morning hour expired,

The Speaker announced as the managers on the part of the House at the conference heretofore agreed to on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3156) to correct errors and to supply omissions in the Revised Statutes of the United States, Mr. Durham, Mr. Bell, and Mr. Denison.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Fernando Wood, the House proceeded to the consideration of business on the Speaker's table.

The Speaker, as the first business in order on the Speaker's table, laid before the House the following message from the President of the United States, viz:

To the House of Representatives:

On the 9th day of December, 1876, the following resolution of the House of Representatives was received, namely:

Resolved, That the President be requested, if not incompatible with the public interest, to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer, with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports by telegraph or otherwise from either or any of said military commanders or civil officers."

It was immediately or soon thereafter referred to the Secretary of War and the Attorney-General, the custodians of all retained copies of "orders or directions" given by the Executive Departments of the Government covered by the above inquiry, together with all information upon which such "orders or directions" were given.

The information, it will be observed, is voluminous, and, with the limited clerical force in the Department of Justice, has consumed the time up to the present. Many of the communications accompanying this have been already made public in connection with messages heretofore sent to Congress. This class of information includes the important documents received from the governor of South Carolina and sent to Congress with my message on the subject of the Hamburg massacre; also the documents accompanying my response to the resolution of the

House of Representatives in regard to the soldiers stationed at Petersburg.

There have also come to me and to the Department of Justice, from time to time, other earnest written communications from persons holding public trusts and from others residing in the South, some of which I append hereto as bearing upon the precarious condition of the public peace in those States. These communications I have reason to regard as made by respectable and responsible men. Many of them deprecate the publication of their names as involving danger to them personally.

The reports heretofore made by committees of Congress of the results of their inquiries in Mississippi and in Louisiana, and the newspapers of several States recommending "the Mississippi plan," have also furnished important data for estimating the danger to the public peace and order in those States.

It is enough to say that these different kinds and sources of evidence have left no doubt whatever in my mind that intimidation has been used, and actual violence, to an extent requiring the aid of the United States Government, where it was practicable to furnish such aid, in South Carolina, in Florida, and in Louisiana, as well as in Mississippi, in Alabama, and in Georgia.

The troops of the United States have been but sparingly used, and in no case so as to interfere with the free exercise of the right of suffrage. Very few troops were available for the purpose of preventing or suppressing the violence and intimidation existing in the States above named. In no case, except that of South Carolina, was the number of soldiers in any State increased in anticipation of the election, saving that twenty-four men and an officer were sent from Fort Foote to Petersburg, Virginia, where disturbances were threatened prior to the election.

No troops were stationed at the voting-places. In Florida and in Louisiana, respectively, the small number of soldiers already in the said States were stationed at such points in each State as were most threatened with violence, where they might be available as a posse for the officer whose duty it was to preserve the peace and prevent intimidation of voters. Such a disposition of the troops seemed to me reasonable and justified by law and precedent, while its omission would have been inconsistent with the constitutional duty of the President of the United States "to take care that the laws be faithfully executed." The statute expressly forbids the bringing of troops to the polls "except where it is necessary to keep the peace," implying that to keep the peace it may be done. But this even, so far as I am advised, has not in any case been done. The stationing of a company or part of a company in the vicinity, where they would be available to prevent riot, has been the only use made of troops prior to and at the time of the elections. Where so stationed, they could be called in an emergency requiring it by a marshal or deputy marshal as a posse to aid in suppressing unlawful violence. The evidence which has come to me has left me no ground to doubt that if there had been more military force available it would have been my duty to have disposed of it in several States with a view to the prevention of the violence and intimidation which have undoubtedly contributed to the defeat of the election-law in Mississippi, Alabama, and Georgia, as well as in South Carolina, Louisiana, and Florida.

By article 4, section 4, of the Constitution, "The United States shall guarantee to every State in this Union a republican form of government, and shall protect each of them against invasion, and on applica-

tion of the legislature, or of the executive, (when the legislature cannot be convened,) against domestic violence."

By act of Congress (R. S. U. S., sections 1034-'5,) the President, in case of "insurrection in any State," or of "unlawful obstruction to the enforcement of the laws of the United States by the ordinary course of judicial proceedings," or whenever "domestic violence in any State so obstructs the execution of the laws thereof and of the United States as to deprive any portion of the people of such State" of their civil or political rights, is authorized to employ such parts of the land and naval forces as he may deem necessary to enforce the execution of the laws, and preserve the peace, and sustain the authority of the State and of the United States. Acting under this title (69) of the Revised Statutes United States, I accompanied the sending of troops to South Carolina with a proclamation such as is therein prescribed.

The President is also authorized by act of Congress "to employ such part of the land or naval forces of the United States" * * * "as shall be necessary to prevent the violation and to enforce the due execution of the provisions" of title 24 of the Revised Statutes of the United States, for the protection of the civil rights of citizens, among which is the provision against conspiracies "to prevent by force, intimidation, or threat, any citizen who is lawfully entitled to vote from giving his support or advocacy in a legal manner toward or in favor of the election of any lawfully-qualified person as an elector for President or Vice-President, or as a member of Congress of the United States." (United States Revised Statutes, 1989.)

In cases falling under this title, I have not considered it necessary to issue a proclamation to precede or accompany the employment of such part of the Army as seemed to be necessary.

In case of insurrection against a State government or against the Government of the United States, a proclamation is appropriate. But in keeping the peace of the United States at an election at which members of Congress are elected, no such call from the State or proclamation by the President is prescribed by statute or required by precedent.

In the case of South Carolina, insurrection and domestic violence against the State government were clearly shown, and the application of the governor founded thereon was duly presented, and I could not deny his constitutional request without abandoning my duty as the Executive of the National Government.

The companies stationed in the other States have been employed to secure the better execution of the laws of the United States and to preserve the peace of the United States.

After the election had been had, and where violence was apprehended by which the returns from the counties and precincts might be destroyed, troops were ordered to the State of Florida, and those already in Louisiana were ordered to the points in greatest danger of violence.

I have not employed troops on slight occasions, nor in any case where it has not been necessary to the enforcement of the laws of the United States. In this I have been guided by the Constitution and the laws which have been enacted and the precedents which have been formed under it.

It has been necessary to employ troops occasionally to overcome resistance to the internal-revenue laws from the time of the resistance to the collection of the whisky-tax in Pennsylvania, under Washington, to the present time.

In 1854, when it was apprehended that resistance would be made in Boston to the seizure and return to his master of a fugitive slave, the

troops there stationed were employed to enforce the master's right under the Constitution, and troops stationed at New York were ordered to be in readiness to go to Boston if it should prove to be necessary.

In 1859, when John Brown, with a small number of men, made his attack upon Harper's Ferry, the President ordered United States troops to assist in the apprehension and suppression of him and his party without a formal call of the legislature or governor of Virginia and without proclamation of the President.

Without citing further instances in which the Executive has exercised his power as Commander of the Army and Navy to prevent or suppress resistance to the laws of the United States or where he has exercised like authority in obedience to a call from a State to suppress insurrection, I desire to assure both Congress and the country that it has been my purpose to administer the executive powers of the Government fairly, and in no instance to disregard or transcend the limits of the Constitution.

U. S. GRANT.

EXECUTIVE MANSION, *January 22, 1877.*

The same having been read heretofore, was not again read.

Mr. Hurlbut demanded the reading of the papers accompanying the said message.

Mr. Fernando Wood objected to the reading of the said accompanying documents.

The Speaker stated that, in accordance with the requirement of rule 141, he would put the question of the reading of the said papers to the House;

And being put,

It was decided in the negative.

So the House decided that the accompanying papers should not be read.

Mr. Fernando Wood submitted the following resolution, and demanded the previous question thereon, viz :

Resolved, That the message of the President and the accompanying documents, in answer to the resolution of the House calling for copies of all dispatches, orders, &c., relating to the use of troops in the States of Virginia, South Carolina, Louisiana, and Florida since the 1st August last, be referred to a select committee of eleven members, with instructions to report whether there has been any exercise of authority not warranted by the Constitution and laws of the United States in the use of the troops in the States referred to within the period stated, for which the President is justly responsible, with power to send for persons and papers, to administer oaths, and to report at any time.

Pending which,

Mr. Banks made the point of order that the last clause of the resolution, viz, "to send for persons and papers," changed the rules of the House, and was not now in order.

After debate,

The Speaker overruled the point of order, on the ground that on the motion to commit or refer it was in the power of the House to commit or refer with instructions, and that conferring that power upon a committee was merely directing its mode of procedure.

Mr. Banks appealed from the decision of the Chair in so far as he decides that that part of the pending resolution which grants the power "to send for persons and papers" is in order.

The Speaker stated the question to be, Shall the decision of the Chair stand as the judgment of the House?

Pending which,

Mr. Cox moved that the appeal be laid on the table;
And the question being put,

It was decided in the affirmative, { Yeas..... 146
Nays..... 78
Not voting..... 65

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. George H. Durand	Mr. Lucius Q. C. Lamar	Mr. Milton I. Southard
Lucien L. Ainsworth	Milton J. Durham	George M. Launders	William M. Springer
Thomas S. Ashe	John B. Eden	J. V. Le Moine	William H. Stanton
John D. C. Atkins	E John Ellis	Burwell B. Lewis	William S. Steeger
John C. Bagby	Charles J. Faulkner	William P. Lynde	Adlai E. Stevenson
John H. Bagley, jr.	William H. Felton	L. A. Mackey	William H. Stone
Henry B. Banning	David Dudley Field	Levi Malish	Thomas Swann
George M. Beebe	Jesse J. Finley	Henry B. Metcalfe	John K. Tarbox
Samuel N. Bell	William H. Forney	Charles W. Milliken	Frederick H. Tacey
Jos. C. S. Blackburn	Benjamin J. Franklin	Roger Q. Mills	William Terry
Richard P. Bland	Benoni S. Fuller	Hernando D. Money	Charles P. Thompson
Archibald M. Bliss	Lucien C. Gause	Charles H. Morgan	Philip P. Thomas
James H. Blount	Randall L. Gibson	William Mutchler	J. W. Throckmorton
Andrew R. Boone	John M. Glover	Lawrence T. Neal	John R. Tucker
Taul Bradford	John Goode, jr.	William J. O'Brien	Jacob Turney
John M. Bright	Thomas M. Gunter	Henry B. Payne	John L. Vance
John Young Brown	Andrew H. Hamilton	John F. Phillips	Robert B. Vance
Samuel D. Burchard	Robert Hamilton	William A. Piper	Alfred M. Waddell
Charles W. Batts	Aug. A. Hardenbergh	Earley F. Poppleton	Charles C. B. Walker
George C. Cabell	Henry R. Harris	Allen Potter	Gilbert C. Walker
John H. Caldwell	Carter H. Harrison	David Rea	Ansel T. Walling
William P. Caldwell	Julian Hartridge	John H. Reagan	William Walsh
Alexander Campbell	William Hartzell	John Reilly	Eljah Ward
Milton A. Candler	Robert A. Hatcher	Americus V. Rice	Levi Warner
George W. Cate	Eli J. Henkle	Haywood Y. Riddle	William W. Warren
Bernard G. Caulfield	Frank Hereford	John Robbins	Henry Watterson
Chester W. Chapin	Abram S. Hewitt	William M. Robbins	Erastus Wells
John B. Clarke	Goldsmith W. Hewitt	Charles B. Roberts	W. C. Whitthorne
John B. Clark, jr.	William S. Holman	Miles Ross	Scott Wike
Hester Clymer	Charles E. Hooker	John S. Savage	James Williams
Alex. G. Cochrane	John F. House	Alfred M. Scales	Jere N. Williams
Jacob P. Cowan	Andrew Humphreys	Gustave Schleicher	Benjamin A. Willis
Samuel S. Cox	Eppea Hunton	James Sheakley	Benjamin Wilson
David B. Culberson	Frank H. Hurd	Otho R. Singleton	Fernando Wood
Augustus W. Cutler	Frank Jones	William F. Slemmons	Jesse J. Yeates
Joseph J. Davis	Thomas L. Jones	William E. Smith	Casey Young.
George G. Dibrell	J. Proctor Knott		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. James L. Evans	Mr. E. W. Leavenworth	Mr. Ezekiel S. Sampson
George A. Bagley	Edwin Flye	Henry S. Magoon	C. H. Sinnickson
John H. Baker	Charles Foster	George W. McCrary	Robert Smalls
William H. Baker	Chapman Freeman	James W. McDill	A. Herr Smith
Latimer W. Ballou	William P. Frye	Samuel F. Miller	Horace B. Strait
Nathaniel P. Banks	James A. Garfield	James Monroe	Jacob M. Thornburgh
Henry W. Blair	Jere Haralson	Charles E. Nash	Washington Townsend
Nathan B. Bradley	Benjamin W. Harris	Nelson I. Norton	John Q. Tufts
William R. Brown	Henry H. Hathorn	Addison Oliver	Nelson H. Van Vorhes
Horatio C. Burchard	George W. Hendee	Charles Q. Neill	John T. Wait
John H. Burleigh	Thomas J. Henderson	John B. Packard	John W. Wallace
Joseph G. Cannon	Solomon L. Hoge	Horace F. Page	G. Wiley Wells
Lucien B. Caswell	George G. Hoskins	Henry L. Pierce	John D. White
Omar D. Conger	Jay A. Hubbell	Harris M. Plaisted	George Willard
Lorenzo Crounse	Morton C. Hunter	Thomas C. Platt	Andrew Williams
Lorenzo Dausford	Stephen A. Hurlbut	Henry O. Pratt	William R. Williams
Dudley C. Denison	John A. Hyman	Joseph H. Rainey	James Wilson
Samuel A. Dobbins	John A. Kasson	Milton S. Robinson	Alan Wood, Jr.
Mark H. Dunnell	William D. Kelley	Jeremiah M. Rusk	L. D. Woodworth.
Benjamin T. Eames	Alanson M. Kimball		

Those not voting are—

Mr. William B. Anderson	Mr. Chester B. Darrall	Mr. John T. Harris	Mr. William S. King
Lyman K. Bass	John M. Davy	William S. Haymond	Franklin Landers
Aylett H. Buckner	Rezin A. DeBolt	Charles Hays	Lafayette Lane
Nathan T. Carr	Beverly B. Douglas	Benjamin H. Hill	Elbridge G. Lapham
Thomas J. Cason	Albert G. Egbert	George F. Hoar	William Lawrence
Simeon B. Chittenden	Greenbury L. Fort	James H. Hopkins	William M. Levy
Francis D. Collins	John R. Goodin	George A. Jenks	Scott Lord
Philip Cook	Eugene Hale	Charles H. Joyce	John K. Luttrell
William W. Crapo	John Hancock	Edward C. Kehr	John R. Lynch

Mr. C. D. MacDougall	Mr. William A. Phillips	Mr. William A. J. Sparks	Mr. John O. Whitehouse
William McFarland	Joseph Powell	Alex. H. Stephens	Richard H. Whiting
John A. McMahon	William J. Purman	William H. H. Stowell	Peter D. Wigginton
Edwin R. Meade	James B. Reilly	Martin I. Townsend	Alpheus S. Williams
William R. Morrison	Sobieski Ross	Henry Waldron	Charles G. Williams
Jeptha D. New	Milton Saylor	Alexander S. Wallace	William W. Wilshire
N. Holmes Odell	John G. S. Sumaker	William A. Wheeler	William Woodburn.
James Phelps	Julius A. Seelye		

So the appeal was laid on the table.

The question then recurring on the demand for the previous question, it was seconded and the main question ordered;

And being put, viz:

Will the House agree to the said resolution?

It was decided in the affirmative,	Yeas	134
	Nays	76
	Not voting	80

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. William H. Felton	Mr. Lucius Q. C. Lamar	Mr. Otho R. Singleton
Lucien L. Ainsworth	David Dudley Field	Franklin Landers	William E. Smith
John D. C. Atkins	Jesse J. Finley	George M. Landers	Milton I. Southard
John C. Bagby	William H. Forney	J. V. Le Moine	William M. Springer
John H. Bagley, jr.	Benjamin J. Franklin	Burwell B. Lewis	William H. Stanton
Henry B. Banning	Benoni S. Fuller	John K. Luttrell	William S. Stenger
George M. Beebe	Lucien C. Gause	William P. Lynde	William H. Stone
Jos. C. S. Blackburn	John Goode, jr.	L. A. Mackey	Thomas Swann
Archibald M. Bliss	Thomas M. Gunter	Levi Maish	John K. Tarbox
James H. Blount	Andrew H. Hamilton	Henry B. Metcalfe	Frederick H. Teece
Tasl Bradford	Robert Hamilton	Charles W. Milliken	William Terry
John M. Bright	John Hancock	Roger Q. Mills	Philip F. Thomas
John Young Brown	Aug. A. Hardenbergh	Hernando D. Money	J. W. Throckmorton
Aylett H. Buckner	Henry R. Harris	Charles H. Morgan	John R. Tucker
George C. Cabell	John T. Harris	William Mutchler	Jacob Turney
John H. Caldwell	Carter H. Harrison	Lawrence T. Neal	John L. Vance
William P. Caldwell	Julian Hartridge	William J. O'Brien	Robert B. Vance
George W. Cate	William Hartzell	Henry B. Payne	Alfred M. Waddell
Bernard G. Caulfield	Robert A. Hatcher	John F. Phillips	Charles C. B. Walker
Chester W. Chapin	William S. Haymond	Earley F. Poppleton	Gilbert C. Walker
John B. Clarke	Eli J. Henkle	Joseph Powell	William Walsh
Hester Clymer	Frank Hereford	David Rea	Levi Warner
Alex. G. Cochran	Abram S. Hewitt	John H. Reagan	William W. Warren
Jacob P. Cowan	Goldsmith W. Hewitt	John Reilly	Henry Watterson
Samuel S. Cox	William S. Holman	Americus V. Rice	Erastus Wells
David B. Culbertson	Charles E. Hooker	Haywood V. Riddle	W. C. Whitthorne
Augustus W. Cutler	James H. Hopkins	John Robbins	Scott Wike
Joseph J. Davis	John F. House	William M. Robbins	James Williams
George G. Dibrell	Eppe Hunton	Charles B. Roberts	Jere N. Williams
George H. Durand	Frank H. Hurd	Miles Ross	Benjamin A. Willis
Milton J. Durham	Frank Jones	John S. Savage	Benjamin Wilson
John R. Eden	Thomas L. Jones	Alfred M. Scales	Fernando Wood
E. John Ellis	Edward C. Kehr	Gustave Schleicher	Casey Young.
Charles J. Faulkner	J. Proctor Knott	James Sheakley	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Samuel A. Dobbins	Mr. William Lawrence	Mr. Ezekiel S. Sampson
George A. Bagley	Mark H. Dunnell	E. W. Leavenworth	C. H. Sinnickson
John H. Baker	Benjamin T. Eames	John R. Lynch	Robert Smalls
William H. Baker	Edwin Flye	Henry S. Magoon	A. Herr Smith
Latimer W. Ballou	Greenbury L. Fort	George W. McCrary	Horace B. Strait
Nathaniel P. Banks	Charles Foster	James W. McMill	William H. H. Stowell
Henry W. Blair	Chapman Freeman	Samuel F. Miller	Jacob M. Thornburgh
Nathan B. Bradley	William P. Frye	James Monroe	Washington Townsend
William R. Brown	Jere Haralson	Charles E. Nash	John Q. Tufts
Horatio C. Burchard	Benjamin W. Harris	Nelson I. Norton	Nelson H. Van Vorhes
John H. Burleigh	Henry H. Hathorn	Addison Oliver	John T. Walt
Charles W. Butts	Thomas J. Henderson	Charles O'Neill	John D. White
Joseph G. Cannon	George F. Hoar	John B. Packer	George Willard
Simoon B. Chittenden	George G. Hoakins	Horace F. Page	Andrew Williams
Omar D. Conger	Jay A. Hubbell	Harris M. Plaisted	Charles G. Williams
Lorenzo Cronase	Stephen A. Hurlbut	Thomas C. Platt	William B. Williams
Lorenzo Danford	John A. Hyman	Allen Potter	James Wilson
John M. Davy	John A. Kasson	Henry O. Pratt	Alan Wood, jr.
Dudley C. Denison	William D. Kelley	Joseph H. Rainey	L. D. Woodworth.

Those not voting are—

Mr. William B. Anderson	Mr. Andrew R. Boone	Mr. Thomas J. Cason	Mr. William W. Crapo
Thomas S. Ashe	Samuel D. Burchard	Lucien B. Caswell	Chester B. Darrall
Lyman K. Bass	Alexander Campbell	John B. Clark, jr.	Rezin A. DeBolt
Samuel N. Bell	Milton A. Candler	Francis D. Collins	Beverly B. Douglas
Richard P. Bland	Nathan T. Carr	Philip Cook	Albert G. Egbert

Mr. James L. Evans	Mr. William S. King	Mr. William A. Piper	Mr. Henry Waldron
James A. Garfield	Lafayette Lane	William J. Purman	Alexander S. Wallace
Randall L. Gibson	Elbridge G. Lapham	James B. Reilly	John W. Wallace
John M. Glover	William M. Levy	Milton S. Robinson	Ansel T. Walling
John R. Goodin	Scott Lord	Sobieski Ross	Elijah Ward
Eugene Hale	C. D. MacDougall	Jeremiah M. Rusk	G. Wiley Wells
Charles Hays	William McFarland	Milton Seyler	William A. Wheeler
George W. Hendee	John A. McMahon	John G. Schumaker	John O. Whitehouse
Benjamin H. Hill	Edwin R. Meade	Julius H. Seelye	Richard H. Whiting
Solomon L. Hoge	William R. Morrison	William F. Slenons	Peter D. Wigginton
Andrew Humphreys	Jephtha D. New	William A. J. Sparks	Alpheus S. Williams
Morton C. Hunter	N. Holmes Odell	Alex. H. Stephens	William W. Wilshire
George A. Jenks	James Phelps	Adlai E. Stevenson	William Woodburn
Charles H. Joyce	William A. Phillips	Charles P. Thompson	Jesse J. Yeates
Alanson M. Kimball	Henry L. Pierce	Martin I. Townsend	

So the resolution was adopted.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

And then,

On motion of Mr. Hubbell, at 4 o'clock and 50 minutes p. m., the House adjourned.

THURSDAY, JANUARY 25, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Ainsworth: The petition of F. S. Palmer and 22 other citizens of Clermont, Fayette County, Iowa, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. George A. Bagley: The petition of William H. Watson and other citizens of New York, for the repeal of the act limiting the time for applications for pensions;

Also, the petition of David Pevird, of similar import; to the Committee on Invalid Pensions.

By Mr. William R. Brown: The petition of E. Hallowell and other citizens of Kansas, for cheap telegraphy;

Also, the petition of S. C. Harrington and 124 other citizens of Augusta, Kansas, of similar import; to the Committee on the Post-Office and Post-Roads.

Also, concurrent resolutions of the legislature of Kansas, opposing the change in any manner of the act of Congress providing for the sale of the Osage ceded lands in Kansas to actual settlers;

Also, concurrent resolutions of the legislature of Kansas, requesting Congress to appropriate moneys from the Indian civilization fund for payment of attorneys and expenses of settlers on Osage ceded lands in contesting title of same; to the Committee on the Public Lands.

By Mr. Horatio C. Burchard: The petition of A. J. Mattson and other citizens of Prophetstown, Illinois, for the repeal of the tax on banks, to the Committee of Ways and Means.

By Mr. Crounse: The petition of W. H. Comstock and other citizens of Nebraska, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Frye: The petition of John Morris, J. B. Parker, and other citizens of Cambridge City, Indiana, for a commission of inquiry concerning the alcoholic-liquor traffic;

By Mr. John T. Harris: The petition of George R. Calvert and other citizens of Shenandoah County, Virginia, of similar import; to the Committee on the Judiciary.

By Mr. Hathorn: The petition of W. W. Buckmaster and other citi-

zens of Corinth, New York, that pensioners receive arrears of pension from the date of their discharge from the Army ;

Also, the petition of D. T. Bostwick and other citizens of Stillwater, New York, of similar import ;

By Mr. Jenks : The petition of John Henry, that he be restored to the pension-rolls ;

to the Committee on Invalid Pensions.

Also, the petition of G. H. Ogden and other citizens of Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Kelley : Protest of the Philadelphia Board of Trade, against the passage of the bill introduced by Hon. J. H. Seelye for the free importation of books, periodicals, &c. ;

By Mr. Lawrence : The petition of J. N. Shaul and 36 other citizens of Mechanicsburgh, Ohio, for the repeal of the tax on banks ;
to the Committee of Ways and Means.

By Mr. Lynde : The petition of David A. Price and 74 other citizens of Bay View, Wisconsin, for cheap telegraphy ;

Also, the petition of M. Gayhart and other citizens of Wisconsin, of similar import ;

By Mr. William M. Robbins : The petitions of citizens of North Carolina, of similar import ;
to the Committee on the Post-Office and Post Roads.

By Mr. Thompson : Memorial of Robert Bayley and other citizens of Newburyport, Massachusetts, urging the passage of the bill for counting the electoral vote, to the Committee on Counting the Electoral Vote.

By Mr. John L. Vance : The petition of J. J. Morgan and 61 others of the eleventh district of Ohio, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Charles C. B. Walker : The petition of Zenas Bradley and 38 other citizens of Allegany County, New York, that pensioners be paid from the date of their discharge from the Army ;

Also, the petition of J. M. Davis and 16 other citizens of Allegany County, New York, of similar import ;

By Mr. Andrew Williams : Twenty-two petitions, signed by L. S. Carter, R. Hargraves, M. E. Brown, H. B. Taylor, and 466 others, for the passage of the bill allowing pensioners to be paid from the date of their discharge from the Army and for the repeal of the limitation of time in which applications for pensions must be filed ;
to the Committee on Invalid Pensions.

Also, the petition of A. Sherman, Martin Coffin, and others, of Glen's Falls, New York, for the repeal of the tax on banks, to the Committee of Ways and Means.

A message from the Senate, by Mr. Sympton, one of their clerks :

Mr. Speaker : The Senate have passed a bill of the following title,
viz :

S. 1153. An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877 ;
in which I am directed to ask the concurrence of the House of Representatives.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee did, on the 24th instant, present to the President of the United States a bill of the following number, viz :

H. R. 231.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz :

By Mr. Bliss : A bill (H. R. 4533) for the relief of Mary A. Secor, as executrix of Zeno Secor, to the Committee on Naval Affairs.

By Mr. Henry R. Harris : A bill (H. R. 4534) for the relief of the estate of S. H. Hill, of Columbus, Muscogee County, Georgia ;

By Mr. Milliken : A bill (H. R. 4535) for the relief of Warren Mitchell; to the Committee of Claims.

By Mr. Robert B. Vance : A bill (H. R. 4536) to transfer to the Secretary of the Treasury all stocks and evidences of indebtedness due and held in trust by the Secretary of the Interior on account of the Creek Orphans' fund ;

By Mr. Haymond : A joint resolution (H. Res. 186) for the relief of Robert H. Milroy, late superintendent of Indian affairs, of Washington Territory ; to the Committee on Indian Affairs.

By Mr. Robinson : A bill (H. R. 4537) granting a pension to Samuel B. Robertson, late second lieutenant Company B, Seventieth Indiana Volunteers ;

Also, a bill (H. R. 4538) granting a pension to Thomas Dill, late private Company B, One hundred and twenty-fourth Regiment Indiana Volunteers ; to the Committee on Invalid Pensions.

By Mr. Durham : A bill (H. R. 4539) to amend section 833 of the Revised Statutes of the United States ; to the Committee on Expenditures in the Department of Justice.

By unanimous consent, resolutions were submitted and referred as follows, viz :

By Mr. Robert B. Vance :

A resolution to appoint a special messenger for the folding-room, to the Committee of Accounts.

By Mr. Thomas L. Jones :

Resolved, That the Secretary of War be requested to report upon the expediency and utility of constructing a harbor of refuge in the Ohio River in what is known as " Mill Bottom," above Newport, on the Kentucky shore, and opposite the city of Cincinnati ; to the Committee on Commerce.

Mr. O'Brien, by unanimous consent, submitted the following resolution ; which was read, considered, and agreed to, viz :

Resolved, That the Secretary of the Treasury be requested to report to Congress as to the feasibility of providing by law that the system of weights and measures known as the metric system be exclusively used in the assessment of duties for the customs service of the United States ; and also to indicate the earliest date from and after which such provision, if considered by him feasible, may in his opinion properly go into effect.

Mr. O'Brien moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Mr. Whiting, by unanimous consent, presented resolutions of the Peoria Board of Trade, in relation to the bill to provide a method for counting the electoral vote ; which were read and ordered to lie on the table.

Mr. Faulkner, by unanimous consent, from the Committee on Foreign Affairs, reported the following resolution ; which was read, considered, and agreed to, viz :

Resolved, That the President of the United States be requested, if not incompatible with the public interest, to communicate to this House all dispatches, letters, reports, and other papers not already communicated

under a previous call, connected with the agency and residence of A. B. Steinberger in the Samoan Islands.

Mr. Faulkner moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

By unanimous consent, leave was granted to withdraw from the files of the House papers in the following cases, viz :

To Mr. Bland, in the case of Kelia A. Cooksey ; and

To Mr. Conger, in the case of Augustus Sprague.

On motion of Mr. Payne, by unanimous consent, the bill of the Senate (S. 1153) to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, was taken from the Speaker's table, read twice, and referred to the Select Committee on the Counting of the Electoral Votes for President and Vice-President.

And then

Mr. Payne, from the same committee, reported the said bill without amendment.

The House having proceeded to its consideration,

On motion of Mr. Payne, by unanimous consent,

Ordered, That debate on the said bill shall close at 3 o'clock p. m. to-morrow, and that debate shall be limited to speeches of ten minutes each during the last four hours of the consideration of said bill.

And then

Mr. Payne moved to recommit the said bill to the said committee.

Mr. Conger made the point of order that, under the privilege given to take the said bill from the Speaker's table for reference to the said committee, the motion to recommit was not in order.

The Speaker overruled the point of order, on the ground that the motion to recommit was in harmony with the request of Mr. Payne, and that it neither conferred any additional privilege upon the bill or deprived any member of any privilege ; that while the motion to recommit cut off amendments, the demand for the previous question being pending, would also cut off amendments.

The House thereupon resumed the consideration of the said bill, the pending question being the motion of recommitment.

Pending which,

After debate,

On motion of Mr. Springer, at 5 o'clock and 5 minutes p. m., the House took a recess until 7 o'clock and 30 minutes p. m.

AFTER THE RECESS.

The House resumed the consideration of the regular order.

After debate,

On motion of Mr. Payne, at 11 o'clock p. m., the House took a further recess until 10 o'clock a. m. to-morrow, (January 26.)

AFTER THE RECESS.

The House again resumed the consideration of the regular order.

And then,

By unanimous consent, the debate thereon was extended one hour, the previous question to be called at 4 o'clock p. m.

After debate,

On motion of Mr. Clymer, at 11 o'clock and 59 minutes a. m., Friday, January 26, the House adjourned.

FRIDAY, JANUARY 26, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Ainsworth : The petition of D. Greaves and 24 others, of Delaware County, Iowa, for cheap telegraphy ;

By Mr. Crouse : The petition of H. G. Smith and other citizens of Nebraska, for cheap telegraphy ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Cutler : The petition of citizens of Westwood, New Jersey, that pensioners receive pensions from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Flye : The petition of citizens of Lincoln County, Maine, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Haymond : The petition of citizens of Port Royal, South Carolina, and captains of vessels at said port, for the confirmation of the charter of the Port Royal Docks, Warehousing, Transportation and Banking Company, chartered by the legislature of South Carolina, February 13, 1874 ;

Also, the petition of business men of Port Royal, South Carolina, and of the masters of vessels at that port, for a charter for a passenger and freight railway from Lake Michigan to the southeast Atlantic seaboard, with a terminus at Port Royal ;
to the Committee on Commerce.

By Mr. Henkle : The petition of A. Moffitt and other citizens of Washington City, District of Columbia, against the passage of the bill providing for counting the electoral vote, to the Committee on Counting the Electoral Vote.

By Mr. Hubbell : The petition of William Gill and other citizens of Northport, Michigan, for cheap telegraphy, to the Committee on the Post Office and Post-Roads.

By Mr. Morgan : The petition of R. J. McElhaney, J. E. Tefft, D. C. Leach, Nathan Bray, and 120 business men of Springfield, Missouri, for the passage of the electoral count bill, to the Committee on Counting the Electoral Vote.

By Mr. O'Neill : The petition of Mrs. Priscilla Carpenter, that her name be placed on the pension-roll, to the Committee on Invalid Pensions.

Also, memorial of members of the medical profession, that a catalogue be printed of the National Medical Library, to the Committee on Public Printing.

By Mr. Pierce : The petition of Richardson, Hill & Co. and others of Boston, Massachusetts, for the repeal of the laws taxing the deposits, circulation, and capital of banks, to the Committee of Ways and Means.

By Mr. James B. Reilly : Two petitions of citizens of Schuylkill County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Schuylkill County, Pennsylvania, for the repeal of the law taxing deposits, circulation, and capital of banks, and to refer the matter to the States and Territories, to the Committee on Banking and Currency.

By Mr. Strait : Resolutions of the Chamber of Commerce of Saint Paul, Minnesota, in favor of the electoral count bill, to the Committee on Counting the Electoral Vote.

By Mr. Tarbox : The petition of citizens of Ayer, Massachusetts, that pensioners be paid from the date of their discharge from the Army ;

By Mr. Thomas : The petition of Mrs. Cynthia Claxton, for the payment to her of the arrears of pension due Rodolphine Claxton, widow of Commodore Alexander Claxton, deceased, late of the United States Navy, at the time of her death ;
to the Committee on Invalid Pensions.

By Mr. Martin I. Townsend: The petition of citizens of New York, for a modification of the laws taxing banks, to the Committee of Ways and Means.

Also, the petition of citizens of Troy, New York, for the passage of the bill reported by the Joint Committee on Counting the Electoral Vote for President and Vice-President of the United States, to the Committee on Counting the Electoral Vote.

By Mr. Robert B. Vance: The petition of John Z. Falls and other citizens of North Carolina, for cheap telegraphy;

By Mr. Waddell: The petition of D. C. Newton and other citizens of Cerro Gordo, North Carolina, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Waldron: The petition of L. Ormsby and 165 other citizens of Blissfield and Deerfield, Michigan, that pensioners be paid from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Watterson: Four petitions, signed by Andrew Graham, Edward Wilder, H. C. Pindell, Hugh Taggart & Co., and a large number of other citizens of Louisville, Kentucky, for the passage of the bill reported by the Joint Committee on Counting the Electoral Vote, to the Committee on Counting the Electoral Vote.

By Mr. Young: The petition of Mrs. Julia Elliott, of Memphis, Tennessee, for a rehearing of her claim for sugar, molasses, and other property taken by the United States Army, rejected by the Southern Claims Commission, to the Committee on War-Claims.

On motion of Mr. Hoar, the reading of yesterday's journal was postponed until to-morrow.

The Speaker announced the appointment of the following members as composing the Select Committee on the use of the Army in certain of the Southern States since August 1, 1876:

Mr. Fernando Wood, Mr. Goode, Mr. Southard, Mr. Throckmorton, Mr. John H. Caldwell, Mr. William E. Smith, Mr. Harrison, Mr. Kasson, Mr. Foster, Mr. Eames, and Mr. Page.

A message from the President, by Mr. Grant, one of his secretaries, notifying the House that he did, on the 24th instant, approve and sign a bill of the House of the following title, viz:

H. R. 2653. An act making appropriation for the improvement and repair of the military road between Springfield and Fort Randall in the Territory of Dakota.

Also, that he did on the 26th instant approve and sign a bill of the House of the following title, viz:

H. R. 4307. An act making appropriations to supply certain deficiencies in the contingent-fund of the House of Representatives, and for other purposes.

Also, that a bill of the House of the following title, presented to him on the 10th instant, and not having been by him returned to the House of Representatives within the ten days prescribed by the Constitution, had become a law without his signature, viz:

H. R. 735. An act for the relief of Philip Pendleton.

The Speaker announced the regular order of business to be the consideration of the bill of the Senate (S. 1153) to provide for and regulate the counting of votes for President and Vice President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, and the pending question to be the motion of Mr. Payne to recommit the said bill to the Select Committee on Counting the Electoral Votes for President and Vice-President.

The House having proceeded to its consideration,

After debate thereon, in accordance with the previous order of the House,

Mr. Payne withdrew the motion to recommit the said bill to the said committee;

And then

Mr. Payne demanded the previous question; which was seconded, and the main question ordered.

Mr. Payne moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table, which latter motion was agreed to.

After further debate,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time, viz:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Senate and House of Representatives shall meet in the hall of the House of Representatives, at the hour of one o'clock post meridian, on the first Thursday in February, anno Domini eighteen hundred and seventy-seven; and the President of the Senate shall be their presiding officer. Two tellers shall be previously appointed on the part of the Senate, and two on the part of the House of Representatives, to whom shall be handed, as they are opened by the President of the Senate, all the certificates, and papers purporting to be certificates, of the electoral votes, which certificates and papers shall be opened, presented, and acted upon in the alphabetical order of the States, beginning with the letter A; and said tellers having then read the same in the presence and hearing of the two houses, shall make a list of the votes as they shall appear from the said certificates; and the votes having been ascertained and counted as in this act provided, the result of the same shall be delivered to the President of the Senate, who shall thereupon announce the state of the vote, and the names of the persons, if any, elected, which announcement shall be deemed a sufficient declaration of the persons elected President and Vice-President of the United States, and, together with a list of the votes, be entered on the journals of the two houses. Upon such reading of any such certificate or paper when there shall be only one return from a State, the President of the Senate shall call for objections, if any. Every objection shall be made in writing, and shall state clearly and concisely, and without argument, the ground thereof, and shall be signed by at least one Senator and one member of the House of Representatives before the same shall be received. When all objections so made to any vote or paper from a State shall have been received and read, the Senate shall thereupon withdraw, and such objections shall be submitted to the Senate for its decision; and the Speaker of the House of Representatives shall, in like manner, submit such objections to the House of Representatives for its decision; and no electoral vote or votes from any State from which but one return has been received shall be rejected except by the affirmative vote of the two houses. When the two houses have voted, they shall immediately again meet, and the presiding officer shall then announce the decision of the question submitted.

SEC. 2. That if more than one return, or paper purporting to be a return from a State, shall have been received by the President of the Senate, purporting to be the certificates of electoral votes given at the last preceding election for President and Vice-President in such State,

(unless they shall be duplicates of the same return,) all such returns and papers shall be opened by him in the presence of the two houses when met as aforesaid, and read by the tellers, and all such returns and papers shall thereupon be submitted to the judgment and decision, as to which is the true and lawful electoral vote of such State, of a commission constituted as follows, namely: During the session of each house on the Tuesday next preceding the first Thursday in February, eighteen hundred and seventy-seven, each house shall, by viva-voce vote, appoint five of its members, who with the five associate justices of the Supreme Court of the United States, to be ascertained as hereinafter provided, shall constitute a commission for the decision of all questions upon or in respect of such double returns named in this section. On the Tuesday next preceding the first Thursday in February, *anno Domini* eighteen hundred and seventy-seven, or as soon thereafter as may be, the associate justices of the Supreme Court of the United States now assigned to the first, third, eighth, and ninth circuits shall select, in such manner as a majority of them shall deem fit, another of the associate justices of said court, which five persons shall be members of said commission; and the person longest in commission of said five justices shall be the president of said commission. The members of said commission shall respectively take and subscribe the following oath: "I, _____, do solemnly swear (or affirm, as the case may be) that I will impartially examine and consider all questions submitted to the commission of which I am a member, and a true judgment give thereon, agreeably to the Constitution and the laws: so help me God;" which oath shall be filed with the Secretary of the Senate. When the commission shall have been thus organized, it shall not be in the power of either house to dissolve the same, or to withdraw any of its members; but if any such Senator or member shall die or become physically unable to perform the duties required by this act, the fact of such death or physical inability shall be by said commission, before it shall proceed further, communicated to the Senate or House of Representatives, as the case may be, which body shall immediately and without debate proceed by viva-voce vote to fill the place so vacated, and the person so appointed shall take and subscribe the oath hereinbefore prescribed, and become a member of said commission; and, in like manner, if any of said justices of the Supreme Court shall die or become physically incapable of performing the duties required by this act, the other of said justices, members of the said commission, shall immediately appoint another justice of said court a member of said commission, and, in such appointments, regard shall be had to the impartiality and freedom from bias sought by the original appointments to said commission, who shall thereupon immediately take and subscribe the oath hereinbefore prescribed, and become a member of said commission to fill the vacancy so occasioned. All the certificates and papers purporting to be certificates of the electoral votes of each State shall be opened, in the alphabetical order of the States, as provided in section one of this act; and when there shall be more than one such certificate or paper, as the certificates and papers from such State shall so be opened, (excepting duplicates of the same return,) they shall be read by the tellers, and thereupon the President of the Senate shall call for objections, if any. Every objection shall be made in writing, and shall state clearly and concisely, and without argument, the ground thereof, and shall be signed by at least one Senator and one member of the House of Representatives before the same shall be received. When all such objections so made to any

certificate, vote, or paper from a State shall have been received and read, all such certificates, votes, and papers so objected to, and all papers accompanying the same, together with such objections, shall be forthwith submitted to said commission, which shall proceed to consider the same, with the same powers, if any, now possessed for that purpose by the two houses acting separately or together, and, by a majority of votes, decide whether any and what votes from such State are the votes provided for by the Constitution of the United States, and how many and what persons were duly appointed electors in such State, and may therein take into view such petitions, depositions, and other papers, if any, as shall, by the Constitution and now existing law, be competent and pertinent in such consideration; which decision shall be made in writing, stating briefly the ground thereof, and signed by the members of said commission agreeing therein; whereupon the two houses shall again meet, and such decision shall be read and entered in the journal of each house, and the counting of the votes shall proceed in conformity therewith, unless, upon objection made thereto in writing by at least five Senators and five members of the House of Representatives, the two houses shall separately concur in ordering otherwise, in which case such concurrent order shall govern. No votes or papers from any other State shall be acted upon until the objections previously made to the votes or papers from any State shall have been finally disposed of.

SEC. 3. That while the two houses shall be in meeting, as provided in this act, no debate shall be allowed and no question shall be put by the presiding officer, except to either house on a motion to withdraw; and he shall have power to preserve order.

SEC. 4. That when the two houses separate to decide upon an objection that may have been made to the counting of any electoral vote or votes from any State, or upon objection to a report of said commission, or other question arising under this act, each Senator and Representative may speak to such objection or question ten minutes, and not oftener than once; but after such debate shall have lasted two hours, it shall be the duty of each house to put the main question without further debate.

SEC. 5. That at such joint meeting of the two houses seats shall be provided as follows: For the President of the Senate, the Speaker's chair; for the Speaker, immediately upon his left; the Senators in the body of the hall upon the right of the presiding officer; for the Representatives, in the body of the hall not provided for the Senators; for the tellers, Secretary of the Senate, and Clerk of the House of Representatives, at the Clerk's desk; for the other officers of the two houses, in front of the Clerk's desk and upon each side of the Speaker's platform. Such joint meeting shall not be dissolved until the count of electoral votes shall be completed and the result declared; and no recess shall be taken unless a question shall have arisen in regard to counting any such votes, or otherwise under this act, in which case it shall be competent for either house, acting separately, in the manner hereinbefore provided, to direct a recess of such house not beyond the next day, Sunday excepted, at the hour of ten o'clock in the forenoon. And while any question is being considered by said commission, either house may proceed with its legislative or other business.

SEC. 6. That nothing in this act shall be held to impair or affect any right now existing under the Constitution and laws to question, by proceeding in the judicial courts of the United States, the right or title of

the person who shall be declared elected, or who shall claim to be President or Vice-President of the United States, if any such right exists.

SEC. 7. That said commission shall make its own rules, keep a record of its proceedings, and shall have power to employ such persons as may be necessary for the transaction of its business and the execution of its powers.

The question was then put,
Shall the bill pass?

And it was decided in the affirmative, { Yeas 191
Nays 86
Not voting 14

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. E. W. Leavenworth	Mr. Gustave Schleicher
Charles H. Adams	William H. Felton	J. V. Le Moyne	Julius H. Seelye
Lucien L. Ainsworth	David Dudley Field	William M. Levy	James Sheakley
William B. Anderson	Jesse J. Finley	Burwell B. Lewis	Milton I. Southard
Thomas S. Ashe	Charles Foster	John K. Luntrell	William A. J. Sparks
John D. C. Atkins	Benjamin J. Franklin	William P. Lynde	William M. Springer
John C. Bagby	Benoni S. Fuller	L. A. Mackey	William H. Stanton
George A. Bagley	Lucien C. Gause	Levi Maish	Horace B. Strait
John H. Bagley, Jr.	Randall L. Gibson	C. D. MacDougall	William S. Stenger
Henry B. Banning	John M. Glover	George W. McCrary	Adlai E. Stevenson
George M. Beebe	John Goode, jr.	James W. McDill	William H. Stone
Samuel N. Bell	John R. Goodin	William McFarland	Thomas Swann
Richard P. Bland	Thomas M. Gunter	John A. McMahon	John K. Tarbox
Archibald M. Bliss	Andrew H. Hamilton	Edwin R. Meade	Frederick H. Teese
James H. Blount	Robert Hamilton	Henry B. Metcalfe	William Terry
Andrew R. Boone	John Hancock	Samuel F. Miller	Charles P. Thompson
Nathan B. Bradley	Aug. A. Hardenbergh	Hernando D. Morgan	Philip F. Thomas
John M. Bright	Benjamin W. Harris	Charles H. Moryan	J. W. Throckmorton
John Young Brown	Henry R. Harris	William R. Morrison	Washington Townsend
Aflett H. Buckner	John T. Harris	William Mutchler	John R. Tucker
Samuel D. Burchard	Callier H. Harrison	Lawrence T. Neal	Jacob Turney
John H. Burleigh	Julian Hartridge	Jephth D. New	Robert B. Vance
George C. Cabell	William Hartzell	Nelson I. Norton	Alfred M. Waddell
William P. Caldwell	Robert A. Hatcher	William J. O'Brien	Charles C. B. Walker
Alexander Campbell	Henry H. Hathorn	Addison Oliver	Gilbert C. Walker
Milton A. Candler	William S. Haymond	Henry B. Payne	Ansel T. Walling
Bernard G. Caulfield	Eli J. Henkle	James Phelps	William Walsh
Chester W. Chapin	Frank Herford	John F. Phillips	Elijah Ward
Simeon B. Chittenden	Abram S. Hewitt	Henry L. Pierce	Levi Warner
John B. Clarke	Goldsmith W. Hewitt	William W. Piper	William W. Warren
John B. Clark, Jr.	Benjamin H. Hill	Thomas C. Platt	Henry Watterson
Hester Clymer	George F. Hoar	Allen Potter	Erastus Wells
Alex. G. Cochran	William S. Holman	Joseph Powell	G. Wiley Wells
Philip Cook	Charles E. Hooker	Samuel J. Randall	John O. Whitehouse
Jacob P. Cowan	James H. Hopkins	David Rea	W. C. Whitthorne
Samuel S. Cox	George G. Hoskins	John H. Reagan	Scott Wike
William W. Crapo	John F. House	John Reilly	George Willard
David B. Culbertson	Andrew Humphreys	James B. Reilly	Alpheus S. Williams
Augustus W. Cutler	Morton C. Hunter	Americus V. Rice	James Williams
Chester B. Darrall	Eppa Hunton	Haywood Y. Riddle	William B. Williams
Joseph J. Davis	George A. Jenks	John Robbins	Benjamin A. Willis
John M. Davy	Frank Jones	William M. Robbins	William W. Wilshire
Rezin A. DeHolt	Edward C. Kehr	Charles B. Roberts	Benjamin Wilson
George G. Dibrell	William D. Kelley	Miles Ross	James Wilson
Beverly B. Douglas	Lucius Q. C. Lamar	Ezekiel S. Sampson	Fernando Wood
George H. Durand	Franklin Landers	John S. Savage	Jesse J. Yates
John R. Eden	George M. Landers	Milton Saylor	Casey Young
E. John Ellis	Lafayette Lane	Alfred M. Scales	

Those who voted in the negative are—

Mr. John H. Baker	Mr. Lorenzo Crounse	Mr. George W. Hendee	Mr. Charles W. Miliken
William H. Baker	Lorenzo Danford	Thomas J. Henderson	Roger Q. Mills
Latimer W. Ballou	Dudley C. Denison	Solomon L. Hoge	James Monroe
Nathaniel P. Banks	Samuel A. Dobbins	Jay A. Hubbell	Charles E. Nash
Jos. C. S. Blackburn	Mark H. Dunnell	Frank H. Hurd	Charles O'Neill
Henry W. Blair	Milton J. Durham	Stephen A. Hurlbut	John B. Packer
Taul Bradford	Benjamin T. Eames	John A. Hyman	Horace F. Page
William R. Brown	James L. Evans	Thomas L. Jones	Harris M. I. Laisted
Horatio C. Burchard	Edwin Flye	Charles H. Joyce	Earley F. Poppleton
Charles W. Buttz	William H. Forney	John A. Kasson	Henry O. Pratt
John H. Caldwell	Greenbury L. Fort	Alanson M. Kimball	William J. Putnam
Joseph G. Cannon	Chapman Freeman	J. Proctor Knott	Joseph H. Rainey
Nathan E. Carr	William P. Frye	Elbridge G. Lapham	Milton S. Robinson
Lucien B. Caswell	James A. Garfield	William Lawrence	Jeremiah M. Rusk
George W. Cate	Eugene Hale	John R. Lynch	Otho K. Singleton
Omar D. Conger	Jere Haralson	Henry S. Magoon	C. H. Simmickson

Mr. William F. Slemons	Mr. Martin I. Townsend	Mr. Alexander S. Wallace	Mr. Charles G. Williams
Robert Smalls	John Q. Tufts	John W. Wallace	Jere N. Williams
A. Herr Smith	Nelson H. Van Vorhes	John D. White	Alan Wood, jr.
William E. Smith	John L. Vance	Richard H. Whiting	William Woodburn
William H. H. Stowell	John T. Wait	Andrew Williams	L. D. Woodworth
Jacob M. Thornburgh	Henry Waldron		

Those not voting are—

Mr. Lyman K. Bass	Mr. Charles Hays	Mr. William A. Phillips	Mr. Alex. H. Stephens
Thomas J. Cason	William S. King	Sobieski Ross	William A. Wheeler
Francis D. Collins	Scott Lord	John G. Schumaker	Peter D. Wigginton
Albert G. Egbert	N. Holmes Odell		

So the bill was passed.

Mr. Payne moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the clerk acquaint the Senate therewith.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz :

H. R. 2461. An act for the relief of certain officers of the Third United States Artillery, who suffered by fire at Fort Hamilton, New York Harbor, on 3d of March, 1875 ;

When

The Speaker signed the same.

By unanimous consent, leave of absence was granted to Mr. John Robbins for the 27th and 29th instant.

And then,

On motion of Mr. Cox, at 5 o'clock and 35 minutes p. m., the House adjourned.

SATURDAY, JANUARY 27, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Resolutions of the Kansas City Board of Trade, approving the electoral bill ;

Also, resolutions of the Peoria Board of Trade, communicated by telegraph, of similar import ;
to the Committee on Counting the Electoral Vote.

Also, the petition of Isaac Jones Clark, asking adverse action on the bill (H. R. 3192) for the relief of W. W. Hubbell, to the Committee on Patents.

Also, the petition of H. B. Waterman and 27 other citizens of Greene, Rhode Island, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. John H. Baker: The petition of business-men and bankers of Lima, Indiana, for the repeal of the tax on the deposits and capital of banks, to the Committee of Ways and Means.

By Mr. Cochrane: The petition of citizens of New Texas, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Cutler: Protest of H. H. Voorhis and other citizens of Spring Valley, New Jersey, against the assumption by the President of the Senate of the power of counting the electoral vote, to the Committee on Counting the Electoral Vote.

By Mr. Dunnell: The petition of Thomas J. Meighen and 21 other citizens of Minnesota, for cheap telegraphy ;

By Mr. Elkins: The petition of citizens of New Mexico, that the telegraph be incorporated into and made a part of the postal system throughout the United States ;

By Mr. Hale: The petition of G. L. Baker and others, of similar import;

By Mr. Haymond: The petition of citizens of Indiana, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Joyce: The petition of Milo A. Everett, for arrears of pension;

Also, the petition of J. B. Vaughan and others, of Saranac, New York, that pensioners be granted arrears of pension;

Also, the petition of L. F. Garfield and others, of Schroon Lake, New York, of similar import;

to the Committee on Invalid Pensions.

By Mr. Kasson: The petition of W. H. Styles and others, citizens of Guthrie County, Iowa, for cheap telegraphy;

Also, the petition of D. J. McCoy and other citizens of Iowa, of similar import;

By Mr. Lapham: The petition of citizens of New York, of similar import;

By Mr. Mackey: The petition of citizens of Glen Union, Clinton County, Pennsylvania, of similar import;

By Mr. Norton: The petition of citizens of Chautauqua County, New York, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Piper: The petition of John R. Robinson and others, stockholders, for the appointment of a joint committee to investigate the affairs of the Central Pacific Railroad and the Central and Finance Company, to the Committee on the Judiciary.

By Mr. Stevenson: The petition of Smith Fuller and 100 other citizens of De Witt County, Illinois, for cheap telegraphy;

By Mr. Strait: The petition of Hugh Thompson and 31 others, of Minnesota, of similar import;

By Mr. Washington Townsend: The petition of Joseph R. Smith, William S. Hamill, James M. Smith, and others, of similar import;

to the Committee on the Post-Office and Post-Roads.

Also, the petition of M. Whitmore, Thomas J. Parker, W. Creese, and 160 other citizens of Allegheny, Pennsylvania, for the repeal of the check-stamp tax, to the Committee of Ways and Means.

By Mr. James Williams: The petition of citizens of Sussex County, Delaware, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the Senate of the following title, viz:

S. 1153. An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877;

When

The Speaker signed the same.

Mr. Fernando Wood, by unanimous consent, presented the petition of the Chamber of Commerce and 1,500 bankers and merchants of the city of New York, praying the repeal of all special taxes on national banks; which was referred to the Committee of Ways and Means and ordered to be printed in the Record without the signatures.

Mr. Knott, from the Committee on the Judiciary, to which were referred the credentials of James B. Belford, claiming to be entitled to a seat in this House as Representative from the State of Colorado, reported the following resolution, viz:

Resolved, That Colorado is a State in this Union, and that James B.

Belford, Representative-elect from said State, be sworn and admitted to his seat as such.

Mr. Knott gave notice that he would call up the said resolution on Tuesday next, after the morning hour, and that, after three hours' debate thereon, he would demand the previous question.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of the bill of the House (H. R. 1747) for the relief of Thomas Kearney, collector of customs for the district of Corpus Christi, and the same was referred to the Committee of Ways and Means.

And then,

On motion of Mr. Erastus Wells, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Hatcher reported that the committee, having had under consideration the bill of the House (H. R. 4452) making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes, had directed him to report the same with sundry amendments, with a favorable recommendation.

The House having proceeded to their consideration, the said amendments were severally agreed to.

Mr. Mills, by unanimous consent, submitted an amendment; which was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Erastus Wells moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the House of the following titles, viz:

H. R. 4188. An act making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes;

H. R. 4306. An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 824. An act for the relief of Hannah L. Lloyd, as executrix, and George W. King, executor, of William Lloyd, deceased; and

S. 1128. An act to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto; in which I am directed to ask the concurrence of the House of Representatives.

The President of the United States has notified the Senate that he did, on the 25th instant, approve and sign a bill of the following title, viz:

An act to allow the late collector of internal revenue for the fourth district of Georgia his salary hitherto withheld.

Mr. Holman, by unanimous consent, from the Committee on Appropriations, reported a bill (H. R. 4540) to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States; which bill was read a first and second time.

The House proceeded to its consideration;

When,

On motion of Mr. Holman, by unanimous consent,

Ordered, That the said bill shall be now considered in the House as in Committee of the Whole, under the five-minutes rule.

Mr. Buckner submitted an amendment in the nature of a substitute.

Pending which,

The further consideration of the said bill and pending amendment was for the present postponed.

The Sergeant-at-Arms, to whom was directed the Speaker's warrant, under the resolution of the House of the 11th December, 1876, appeared at the bar of the House, as therein commanded, having in custody the bodies of J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner.

Whereupon,

The following interrogatory was propounded to the said Wells, Anderson, Casanave, and Kenner:

It is the duty of the Chair to ask you what excuse you have to offer for your failure to appear before a committee of this House, sitting in the city of New Orleans, Louisiana, on the 12th day of December, 1876, and to produce before the said committee certain books and papers called for in the *subpœna duces tecum* duly served upon you.

To which the said Wells, Anderson, Casanave, and Kenner severally replied that they desired time for consultation, and that they be allowed until Monday or Tuesday next at one o'clock to make reply to said interrogatory;

When

Mr. Lynde, from the Committee on the Judiciary, reported the following resolutions, and demanded the previous question thereon, viz:

Resolved, That J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner be, and are hereby, adjudged to be in contempt for a violation of the privileges of this House.

Resolved, That J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner be, and are hereby, ordered to appear before the special committee appointed to investigate the recent election in Louisiana, of which Hon. William R. Morrison is chairman, and produce all consolidated returns of supervisors of election, all statements of votes and tally-sheets for each polling-place in the late election for electors of President and Vice-President, together with all affidavits, depositions, protests, and other written proofs in their possession or under their control on the 11th day of December, 1876, touching the said election in the parishes of East Baton Rouge, West Baton Rouge, Bossier, Calcasieu, Caldwell, Carroll, Catahoula, Claiborne, Concordia, De Soto, East Feliciana, West Feliciana, Franklin, Grant, Iberia, Jefferson, (right and left banks,) La Fayette, La Fourche, Lincoln, Livingston, Madison, Morehouse, Ouachita, Plaquemines, Red River, Richland, Sabine, Saint Charles, Saint Martin, Tangipahoa, Vermillion, Vernon, Washington, Webster, and Winn, and that said witnesses be remanded to the custody of the Sergeant-at-Arms and be by him closely kept until the further order of this House.

Pending which,
Mr. Kasson, at 2 o'clock and 45 minutes p. m., moved that the House adjourn.

Pending which,
Mr. Page moved that when the House adjourns, it adjourn until Tuesday next;

And the question being put,

It was decided in the negative,	{	Yeas.....	40
		Nays.....	200
		Not voting	50

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Latimer W. Ballou	Mr. Charles Foster	Mr. James W. McDill	Mr. John Q. Tufts
Nathaniel P. Banks	George W. Heudoe	James Monroe	John T. Wait
Horatio C. Burchard	George F. Hoar	Charles E. Nash	John W. Wallace
Nathan T. Carr	Solomon L. Hoge	Addison Oliver	G. Wiley Wells
Lucien B. Caswell	George G. Hoskins	Horace F. Page	John D. White
Chester B. Darrall	Jay A. Hubbell	Milton S. Robinson	Richard H. Whiting
Mark H. Dunnell	Stephen A. Hurlbut	Jeremiah M. Rusk	Andrew Williams
Benjamin T. Eames	Ellbridge G. Lapham	Ezekiel S. Sampson	Charles G. Williams
James L. Evans	Henry Lawrence	Robert Smalls	Alan Wood, jr.
Edwin Flye	Henry S. Magoon	William H. H. Stowell	William Woodburn.

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Beverly B. Douglas	Mr. Edward C. Kehr	Mr. Gustave Schleicher
Charles H. Adams	George H. Durand	Alanson M. Kimball	Julius H. Seelye
Lucien L. Ainsworth	Milton J. Durham	J. Proctor Knott	James Sheakley
William B. Anderson	John R. Eden	Lucius Q. C. Lamar	C. H. Sinnickson
Thomas S. Ashe	E. John Ellis	Franklin Landers	William F. Slemmons
John D. C. Atkins	Charles J. Faulkner	George M. Landers	A. Herr Smith
John C. Bagby	William H. Felton	Lafayette Lane	William E. Smith
John H. Bagley, jr.	David Dudley Field	E. W. Leavenworth	Milton I. Southard
John H. Baker	William H. Forney	J. V. Le Moyne	William A. J. Sparks
William H. Baker	Greenbury L. Fort	William M. Levy	William M. Springett
Henry B. Banning	Benjamin J. Franklin	Burwell B. Lewis	William H. Stanton
Jos. C. S. Blackburn	Chapman Freeman	John R. Lynch	Horace B. Strait
Henry W. Blair	William P. Frye	L. A. Mackey	William S. Stenger
Richard P. Bland	Benoni S. Fuller	Levi Maish	Adlai E. Stevenson
James H. Blount	Lucien C. Gause	C. D. MacDonnell	William H. Stone
Andrew R. Boone	John M. Glover	George W. McCrary	Thomas Swann
Taul Bradford	John Goode, jr.	William McFarland	John K. Tarbox
Nathan B. Bradley	Thomas M. Gunter	John A. McMahon	William Terry
John M. Bright	Andrew H. Hamilton	Edwin E. Meade	Charles P. Thompson
John Young Brown	Robert Hamilton	Henry B. Metcalfe	Philip F. Thomas
Aylett H. Buckner	John Hancock	Samuel F. Miller	Jacob M. Thornburgh
Samuel D. Burchard	Aug. A. Hardenbergh	Charles W. Milliken	J. W. Throckmorton
John H. Burleigh	Benjamin W. Harris	Roger Q. Mills	Washington Townsend
George C. Cabell	Henry R. Harris	Charles H. Morgan	John R. Tucker
John H. Caldwell	John T. Harris	Lawrence T. Neal	Jacob Turney
William F. Caldwell	John T. Harris	Nelson I. Norton	Nelson H. Van Vorhes
Milton A. Candler	Carter H. Harrison	William J. O'Brien	John L. Vance
Joseph G. Cannon	William Hartridge	John E. Packer	Robert B. Vance
George W. Cate	Robert A. Hatcher	Henry B. Payne	Henry Waldron
Bernard G. Chittenden	Henry H. Hathorn	James Phelps	Gilbert C. Walker
Simeon B. Chittenden	William S. Haymond	John F. Phillips	Alexander S. Wallace
John B. Clarke	Thomas J. Henderson	Henry L. Pierce	William Walsh
John B. Clark, jr.	Frank Hereford	William A. Piper	Eljah Ward
Heester Clymer	Abram S. Hewitt	Harris M. Plaisted	Levi Warner
Alex. G. Cochrane	Goldsmith W. Hewitt	Thomas C. Platt	William W. Warren
Francis D. Collins	Benjamin H. Hill	Earley F. Poppleton	Henry Waterson
Omar D. Conger	William S. Holman	Allen Potter	Erastus Wells
Philip Cook	Charles E. Hooker	Joseph Powell	John O. Whitehouse
Jacob F. Cowan	James H. Hopkins	Henry O. Pratt	W. C. Whitthorne
Samuel S. Cox	John F. House	Joseph H. Rainey	George Willard
William W. Crapo	Andrew Humphreys	David Rea	Alpheus S. Williams
David B. Culberson	Morton C. Hunter	John H. Reagan	James Williams
Augustus W. Cutler	Eppa Hunton	John Reilly	Jerre N. Williams
Lorenzo Danford	Frank H. Hurd	Americus Y. Riddle	William B. Williams
Joseph J. Davis	John A. Hyman	Haywood Y. Riddle	Benjamin A. Willis
John M. Davy	George A. Jenks	William M. Robbins	Benjamin Wilson
Rezin A. DeBolt	Frank Jones	Charles B. Roberts	James Wilson
Dudley C. Denison	Thomas L. Jones	Miles Ross	Fernando Wood
George G. Dibrell	Charles H. Joyce	John S. Savage	L. D. Woodworth
Samuel A. Dobbins	John A. Kasson	Alfred M. Scales	Jesse J. Yeates.

Those not voting are—

Mr. George A. Bagley	Mr. Archibald M. Bliss	Mr. Thomas J. Cason	Mr. Jesse J. Finley
Lyman K. Bass	William R. Brown	Chester W. Chapin	James A. Garfield
George M. Beebe	Charles W. Buttz	Lorenzo Cronnse	Randall L. Gibson
Samuel N. Bell	Alexander Campbell	Albert G. Egbert	John R. Goodin

Mr. Eugene Hale
Jere Haralson
Charles Hays
Eli J. Henkle
William D. Kelley
William S. King
Scott Lord
John K. Luttrell
William P. Lynde

Mr. Hernando D. Money
William R. Morrison
William Mutchler
Jephth D. New
N. Holmes Odell
Charles O'Neill
William A. Phillips
William J. Furman
James B. Reilly

Mr. John Robbins
Sobieski Ross
Milton Saylor
John G. Schumaker
Otho R. Singleton
Alex. H. Stephens
Frederick H. Teece
Martin I. Townsend

Mr. Alfred M. Waddell
Charles C. B. Walker
Ansel T. Walling
William A. Wheeler
Peter D. Wigginton
Scott Wike
William W. Wilshire
Casey Young.

So the House refused to adjourn over.

The question then recurring on the motion of Mr. Kasson,

The same was withdrawn.

And then,

On motion of Mr. Hancock, by unanimous consent, the said Wells, Anderson, Casanave, and Kenner were allowed thirty minutes for consultation, before replying to the said interrogatory.

The House thereupon resumed the consideration of the bill of the House (H. R. 4540) to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States.

After further debate thereon,

The Sergeant-at-Arms again appeared at the bar of the House, having in custody the bodies of the said Wells, Anderson, Casanave, and Kenner.

By unanimous consent, leave was granted the said Wells, Anderson, Casanave, and Kenner to make reply to the said interrogatory in writing, to be read from the Clerk's desk.

The same having been read,

Mr. Lynde renewed the demand for the previous question on the said resolutions; which was seconded and the main question ordered.

When

Mr. Kasson demanded a separate vote upon the said resolutions.

And the question being put first upon the following resolution, viz :

Resolved, That J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner be, and are hereby, adjudged to be in contempt for a violation of the privileges of this House;

Will the House agree thereto ?

It was decided in the affirmative, { Yeas..... 145
Nays..... 87
Not voting 58

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth
William B. Anderson
Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
Jos. C. S. Blackburn
Richard P. Bland
James H. Blount
Andrew R. Boone
Taul Bradford
John M. Bright
John Young Brown
Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell
Milton A. Candler
Bernard G. Canfield
John B. Clarke
John B. Clark, jr.
Heister Clymer

Mr. Alex. G. Cochrane
Francis D. Collins
Phillip Cook
Jacob P. Cowan
Samuel S. Cox
David B. Culberson
Augustus W. Cutler
Joseph J. Davis
Rezin A. DeBolt
George G. Dibrell
Beverly B. Douglas
George H. Durand
Milton J. Durlam
John R. Eden
E. John Ellis
Charles J. Faulkner
William H. Felton
David Dudley Field
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
Randall L. Gibson

Mr. John M. Glover
John Goode, jr.
Thomas M. Gunter
Andrew H. Hamilton
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
Carter H. Harrison
Julian Hartridge
William Hartzell
Robert A. Hatcher
William S. Haymond
Frank Hereford
Abram S. Hewitt
Goldsmith W. Hewitt
Benjamin H. Hill
William S. Holman
Charles E. Hooker
James H. Hopkins
Andrew Humphreys
Eppa Hunton
Frank H. Hurd
George A. Jenks
Frank Jones

Mr. Thomas L. Jones
Edward C. Kehr
J. Proctor Knott
Lucius Q. C. Lamar
Franklin Landers
George M. Landers
Lafayette Lane
J. V. Le Moyne
William M. Levy
Burwell B. Lewis
John K. Luttrell
William P. Lynde
L. A. Mackey
Levi Maish
William McFarland
John A. McMahon
Edwin R. Meade
Henry B. Metcalfe
Charles W. Milliken
Charles H. Morgan
Lawrence T. Neal
William J. O'Brien
James Phelps
John F. Phillips

Mr. William A. Piper
Earley F. Poppleton
Joseph Powell
David Rea
John H. Reagan
John Reilly
Americus V. Rice
Haywood Y. Riddle
William M. Robbins
Miles Ross
John S. Savage
Milton Saylor
Alfred M. Seales

Mr. Gustave Schleicher
James Sheakley
William F. Slemmons
William E. Smith
Milton I. Southard
William A. J. Sparks
William M. Springer
William H. Stanton
William S. Stenger
Adlai E. Stevenson
William H. Stone
Thomas Swann

Mr. John K. Tarbox
Frederick H. Teese
William Terry
Charles P. Thompson
Phillip F. Thomas
John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Gilbert C. Walker
William Walsh
Levi Warner

Mr. William W. Warren
Henry Watterson
Erastus Wells
W. C. Whitthorne
Peter D. Wiginton
Alpheus S. Williams
James Williams
Jere N. Williams
Benjamin A. Willis
William W. Wilschire
Benjamin Wilson
Fernando Wood

Those who voted in the negative are—

Mr. Charles H. Adams
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Henry W. Blair
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
Joseph G. Cannon
Nathan T. Carr
Lucien B. Caswell
Simeon B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Crouse
Lorenzo Danford
Chester B. Darrall
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell

Mr. Benjamin T. Eames
James L. Evans
Edwin Flye
Greenbury L. Fort
Charles Foster
Chapman Freeman
William P. Frye
Eugene Hale
Jere Haralson
Benjamin W. Harris
Henry H. Hathorn
George W. Hendee
Thomas J. Henderson
George F. Hoar
Solomon L. Hoge
George G. Hoskins
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Charles H. Joyce
John A. Kasson
Alanson M. Kimball

Mr. Elbridge G. Lapham
William Lawrence
E. W. Leavenworth
John R. Lynch
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
James Monroe
Charles E. Nash
Nelson I. Norton
Addison Oliver
John B. Packer
Horace F. Page
Harris M. Plaisted
Thomas C. Platt
Henry O. Pratt
Joseph H. Rainey
Milton S. Robinson
Jeremiah M. Rusk
Ezekiel S. Sampson
C. H. Sinnickson

Mr. Robert Smalls
A. Herr Smith
Horace B. Strait
William H. H. Stowell
Jacob M. Thornburg
Washington Townsend
John Q. Tufts
Nelson H. Van Vorbes
John T. Wait
Alexander S. Wallace
John W. Wallace
G. Wiley Wells
John D. White
Richard H. Whiting
Andrew Williams
Charles G. Williams
William B. Williams
James Wilson
Alan Wood, jr.
William Woodburn
L. D. Woodworth

Those not voting are—

Mr. Josiah G. Abbott
George A. Bagley
Lynian K. Baas
George M. Beebe
Samuel N. Bell
Archibald M. Bliss
John H. Burleigh
Charles W. Buttz
Alexander Campbell
Thomas J. Cason
George W. Cate
Chester W. Chapin
Albert G. Egbert
James A. Garfield
John R. Goodin

Mr. Robert Hamilton
John Hancock
Charles Hays
Eli J. Henkle
John F. House
Jay A. Hubbell
William D. Kelley
William S. King
Scott Lord
Samuel F. Miller
Roger Q. Mills
Hernando D. Money
William R. Morrison
William Muehler
Jephtha D. New

Mr. N. Holmes Odell
Charles O'Neill
Henry B. Payne
William A. Phillips
Henry L. Pierce
Allen Potter
William J. Purman
James B. Reilly
John Robbins
Charles B. Roberts
Sobieski Ross
John G. Schumaker
Julius H. Seelye
Otho R. Singleton

Mr. Alex. H. Stephens
J. W. Throckmorton
Martin I. Townsend
Alfred M. Waddell
Henry Waldron
Charles C. B. Walker
Ansel T. Walling
Elijah Ward
William A. Wheeler
John O. Whitehouse
Scott Wike
George Willard
Jesse J. Yeates
Casey Young

So the resolution was agreed to.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question was then put upon the adoption of the following resolution, viz:

Resolved, That J. Madison Wells, Thomas C. Anderson, G. Casanave, and Louis M. Kenner be, and are hereby, ordered to appear before the special committee appointed to investigate the recent election in Louisiana, of which the Hon. William R. Morrison is chairman, and produce all consolidated statements of supervisors of election, all statements of votes and tally-sheets for each polling-place in the late election for electors of President and Vice-President, together with all affidavits, depositions, protests, and other written proofs in their possession or under their control on the 11th day of December, A. D. 1876, touching the said election in the parishes of East Baton Rouge, West Baton Rouge, Bossier, Calcasieu, Caldwell, Carroll, Catahoula, Claiborne, Concordia, De Soto, East Feliciana, West Feliciana, Franklin, Grant, Iberia, Jefferson, (right and left banks,) La Fayette, La Fourche, Lincoln, Livingston, Madison, Morehouse, Ouachita, Plaquemines, Red River,

Richland, Sabine, Saint Charles, Saint Martin, Tangipahoa, Vermillion, Vernon, Washington, Webster, and Winn, and that said witnesses be remanded to the custody of the Sergeant-at-Arms, and be by him closely kept until the further order of the House;

Will the House agree thereto?

And it was decided in the affirmative, { Yeas..... 137
Nays..... 77
Not voting..... 76

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. John R. Eden	Mr. Edward C. Kehr	Mr. William F. Slemmons
Thomas S. Ashe	E. John Ellis	J. Proctor Knott	William E. Smith
John D. C. Atkins	William H. Felton	Lucius Q. C. Lamar	William A. J. Sparks
John C. Bagby	David Dudley Field	Franklin Landers	William M. Springer
John H. Bagley, jr.	Jesse J. Binley	George M. Landers	William H. Stanton
Henry B. Banning	William H. Forney	J. V. Le Moynes	William S. Stenger
Jos. C. S. Blackburn	Benjamin J. Franklin	William M. Levy	Adlai E. Stevenson
Richard P. Bland	Benoni S. Fuller	Burwell B. Lewis	William H. Stone
James H. Blount	Randall L. Gibson	John K. Luttrell	Thomas Swann
Andrew R. Boone	John M. Glover	William P. Lynde	John K. Tarbox
Tarl Bradford	John Goode, jr.	L. A. Mackey	Frederick H. Teese
John M. Bright	Thomas M. Gunter	Levi Maish	William Terry
John Young Brown	Andrew H. Hamilton	John A. McMahon	Charles P. Thompson
Aylett H. Buckner	Aug. A. Hardenbergh	Henry B. Metcalfe	Philip F. Thomas
Samuel D. Burchard	Henry R. Harris	Charles H. Morgan	J. W. Trickett
George C. Cabell	John T. Harris	William Mutchler	John R. Tucker
John H. Caldwell	Julian Hartridge	Lawrence T. Neal	Jacob Turney
William P. Caldwell	William Hartzell	William J. O'Brien	John L. Vance
Milton A. Candler	Robert A. Hatcher	James Phelps	Robert B. Vance
Bernard G. Caulfield	William S. Haymond	John F. Phillips	William Walsh
John B. Clarke	Frank Hereford	Earley F. Poppleton	Levi Warner
John B. Clark, jr.	Abram S. Hewitt	Joseph Powell	William W. Warren
Alex. G. Cochrane	Golden W. Hewitt	David Rea	Henry Watterson
Francis D. Collins	Benjamin H. Hill	John H. Reagan	Erasmus Wells
Philip Cook	William S. Holman	John Reilly	W. C. Whitthorne
Jacob P. Cowan	Charles E. Hooker	Americus V. Rice	Peter D. Wigginton
Samuel S. Cox	James H. Hopkins	Haywood Y. Riddle	Alpheus S. Williams
David B. Culbertson	John F. House	William M. Robbins	James Williams
Augustus W. Cutler	Andrew Humphreys	Miles Ross	Jere N. Williams
Joseph J. Davis	Eppa Hunton	John S. Savage	Benjamin A. Willis
Rezin A. DeBolt	Frank H. Hurd	Milton Saylor	William W. Wilshire
George G. Dibrell	George A. Jenks	Alfred M. Scales	Benjamin Wilson
Beverly B. Douglas	Frank Jones	Gustave Scheiecher	Fernando Wood
George H. DuRand	Thomas L. Jones	James Sheakley	Jesse J. Yeates.
Milton J. Durham			

Those who voted in the negative are—

Mr. John H. Baker	Mr. James L. Evans	Mr. William Lawrence	Mr. C. H. Strickson
William H. Baker	Edwin Flye	E. W. Leavenworth	A. Herr Smith
Latimer W. Ballou	Greenbury L. Fort	John R. Lynch	Horace B. Strait
Nathaniel P. Banks	Charles Foster	Henry S. Magoon	William H. H. Stowell
Henry W. Blair	Chapman Freeman	C. D. MacDougall	Jacob M. Thornburgh
Nathan B. Bradley	William P. Frye	George W. McCrary	Washington Townsend
William R. Brown	Eugene Hale	James W. McDill	John Q. Tufts
Horatio C. Burchard	Jere Haralson	James Monroe	Nelson H. Van Vorhes
Joseph G. Cannon	Benjamin W. Harris	Charles E. Nash	John T. Wait
Lucien B. Caswell	Henry H. Hathorn	Nelson L. Norton	Alexander S. Wallace
Simon B. Chittenden	George W. Hendee	Addison Oliver	John W. Wallace
Omar D. Conger	Thomas J. Henderson	John B. Packer	G. Wiley Wells
William W. Crapo	George F. Hoar	Horace F. Page	John D. White
Lorenzo Crounse	George G. Hoskins	Harris M. Plaisted	Andrew Williams
Chester B. Darrall	Morton C. Hunter	Henry O. Pratt	Charles G. Williams
John M. Davy	Stephen A. Hurlbut	Joseph H. Rainey	James Wilson
Dudley C. Denison	John A. Hyman	Milton S. Robinson	Alan Wood, jr.
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel M. Rusk	William Woodburn
Mark H. Dunnell	Elbridge G. Lapham	Ezekiel S. Sampson	L. D. Woodworth.
Benjamin T. Eames			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Nathan T. Carr	Mr. Robert Hamilton	Mr. Lafayette Lane
Charles H. Adams	Thomas J. Cason	John Hancock	Scott Lord
William B. Anderson	George W. Cato	Carter H. Harrison	William McFarland
George A. Bagley	Chester W. Chapin	Charles Hays	Edwin R. Meade
Lyman K. Bass	Hester Clymer	Eli J. Henkle	Samuel F. Miller
George M. Beebe	Lorenzo Danford	Solomon L. Hoge	Charles W. Milliken
Samuel N. Bell	Albert G. Egbert	Jay A. Hubbell	Roger Q. Mills
Archibald M. Bliss	Charles J. Faulkner	Charles H. Joyce	Hernando D. Money
John H. Burleigh	James A. Garfield	John A. Kasson	William R. Morrison
Charles W. Buttz	Lucien C. Gause	William D. Kelley	Jeppha D. New
Alexander Campbell	John R. Goodin	William S. King	N. Holmes Odell

Mr. Charles O'Neill	Mr. James B. Reilly	Mr. Milton I. Southard	Mr. Elijah Ward
Henry B. Payne	John Robbins	Alex. H. Stephens	William A. Wheeler
William A. Phillips	Charles B. Roberts	Martin I. Townsend	John O. Whitehouse
Henry L. Pierce	Sobieski Ross	Alfred M. Waddell	Richard H. Whiting
William A. Piper	John G. Schumaker	Henry Waldron	Scott Wike
Thomas C. Platt	Julius H. Seelye	Charles C. B. Walker	George Willard
Allen Potter	Otho R. Singleton	Gilbert C. Walker	William B. Williams
William J. Furman	Robert Smalls	Ansel T. Walling	Casey Young

So the resolution was agreed to.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. John H. Baker, at 5 o'clock and 20 minutes p. m., moved that the House adjourn; which motion was disagreed to.

The House thereupon resumed the consideration of the said bill of the House (H. R. 4540) to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States.

Pending which,

After debate,

Mr. Holman demanded the previous question; which was seconded and the main question ordered.

And being put,

First upon the amendment submitted by Mr. Buckner,

No quorum voted.

And then,

On motion of Mr. Hurlbut, at 5 o'clock and 45 minutes p. m., the House adjourned.

MONDAY, JANUARY 29, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the legislature of Dakota Territory, for the ratification of the agreement with the Sioux Indians for the cession of the Black Hills, to the Committee on Indian Affairs.

Also, memorial of the American Medical Association, for the publication of the subject catalogue of the National Medical Library, to the Committee on Printing.

By Mr. Anderson: The petition of 37 citizens of Hamilton County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Cochrane: The petition of H. B. Smithson, assignee, for compensation for quartermaster stores furnished the United States Army, to the Committee on War Claims.

By Mr. Crounse: The petition of E. S. Williams and others, of Estevina, Nebraska, for cheap telegraphy;

Also, the petition of L. T. Hill and others, of Nebraska, of similar import;

By Mr. Dunnell: The petition of D. F. Crane and 26 other citizens of Minnesota, of similar import;

By Mr. Foster: The petition of citizens of Ohio, of similar import; to the Committee on the Post-Office and Post-Roads.

Also, the petitions of citizens of Ohio, that pensioners receive pensions from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Hardenbergh : The petition of citizens of New York, for the passage of the electoral bill ;

Also, the petition of citizens of New Jersey, of similar import ; to the Committee on Counting the Electoral Votes.

By Mr. John T. Harris : The petition of William Lally and others, of Virginia, for cheap telegraphy ;

By Mr. Hendee : The petition of John H. Fay and others, of Williston, Vermont, of similar import ; to the Committee on the Post-Office and Post-Roads.

Also, the petition of Cerini Holcomb, for a change in the pension law approved March 3, 1873, to the Committee on Invalid Pensions.

By Mr. Hutton : The petition of M. L. Gager, for compensation for lumber seized at the Memphis navy-yard by United States authorities in 1863, to the Committee on Naval Affairs.

Also, the petition of O. S. Bresee, to be re-imburSED the amount realized from the sale by the United States authorities of the vessels Sally McGhee and Amy Warwick and their cargoes, seized and sold in 1861 as prizes, to the Committee on the Judiciary.

By Mr. Kasson : The petition of citizens of Iowa, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Leavenworth : The petition of E. H. Underhill and others, of New York, for the passage of the electoral bill, to the Committee on Counting the Electoral Vote.

By Mr. McFarland : The petition of John G. Easby and 28 other citizens of Grainger County, Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Neal : The petition of John Shelton and 73 other citizens of Adams County, Ohio, that pensioners be paid arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Oliver : Five petitions, signed by F. J. Gay and others, R. Heffelfinger and others, G. M. Wells and others, C. E. Robinson and others, and Richard Plumbe and others, citizens of Iowa, for cheap telegraphy ;

By Mr. Potter : The petition of W. S. Chamberlain and 58 other citizens of Michigan, of similar import ; to the Committee on the Post-Office and Post-Roads.

Also, the petition of M. H. Nye and 50 other citizens of Michigan, for a repeal of unjust limitations in regard to pensions ;

By Mr. Rusk : The petition of citizens of Pierce County, Wisconsin, of similar import ; to the Committee on Invalid Pensions.

By Mr. Springer : Two petitions, signed by H. H. Sharp and other citizens of Sharpsburgh, Illinois, and A. E. Boyd and other citizens of Christian County, Illinois, for cheap telegraphy ;

By Mr. Stanton : The petition of 39 citizens of Tompkinsville, Pennsylvania, of similar import ; to the Committee on the Post-Office and Post-Roads.

By Mr. Stenger : The petition of the board of regents and executive committee of the American University for the Blind and American Printing House for the Blind, that Congress grant aid in the establishment of said institutions, to the Committee on Education and Labor.

By Mr. Terry : A paper relating to the establishment of a post-route from Pattonville to Brick Store, Virginia ;

By Mr. Alexander S. Wallace : The petition of B. F. Turner and others, for cheap telegraphy ;

By Mr. William B. Williams: The petition of A. C. Barclay and 18 others, of Paris, Michigan, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

By Mr. Benjamin Wilson: The petition of J. W. W. Bolton and 133 others, that arrearages of pensions be granted pensioners of the late war, to the Committee on Invalid Pensions.

The Speaker having proceeded, as the regular order of business, to call the States and Territories for bills on leave,

Bills were introduced, read twice, and joint resolutions of State legislatures were introduced and read; which bills and joint resolutions were ordered to be printed and severally referred as follows, viz:

By Mr. Hartridge: A bill (H. R. 4541) making an appropriation for the improvement of the harbor at Brunswick, Georgia, to the Committee on Commerce.

By Mr. Blount: A bill (H. R. 4542) for the relief of the legal representatives of French Graham;

By Mr. Nash: A bill (H. R. 4543) to afford relief to William Harbor, a resident of the parish of Point Coupee, in the State of Louisiana, for damages sustained by him during the rebellion, all in October, A. D. 1863;

to the Committee on War-Claims.

By Mr. Banning: A bill (H. R. 4544) to amend section 1105 of the Revised Statutes of the United States, and to repeal an act of August 15, 1876, to the Committee on Military Affairs.

Also, a bill (H. R. 4545) to fix the times for regular meetings of Congress, to the Committee on the Judiciary.

By Mr. Holman: A bill (H. R. 4546) granting a pension to Martha A. Jones, of Wayne County, Indiana;

By Mr. Stevenson: A bill (H. R. 4547) granting a pension to Benjamin F. Rogers, late a private in Company F, Nineteenth Regiment of Illinois Infantry Volunteers; to the Committee on Invalid Pensions.

By Mr. John B. Clark, jr.: A bill (H. R. 4548) to authorize the Postmaster-General to pay rent, as it may fall due under lease by the Government, of certain premises for post-offices now held and occupied by postmasters of the third class, to the Committee on the Post-Office and Post-Roads.

By Mr. Hatcher: A bill (H. R. 4549) for improvement of the Saint Francis River, in the State of Missouri, to the Committee on Commerce.

By Mr. Slemons: A joint resolution of the general assembly of Arkansas, in relation to the Hot Springs reservation;

By Mr. Gause: A joint resolution of the general assembly of Arkansas, of similar import;

By Mr. William B. Williams: A bill (H. R. 4550) to declare forfeited to the United States certain lands granted to the State of Michigan for railroad purposes, and to provide for their sale to actual settlers; to the Committee on the Public Lands.

By Mr. Hubbell: A bill (H. R. 4551) chartering a double-track freight-railway company from tide-water on the Atlantic to the Missouri River, and to limit the rates of freight thereon, to the Committee on Railways and Canals.

By Mr. Finley: A bill (H. R. 4552) to remove the political disabilities of James Austin McCreight, of Alachua County, Florida, to the Committee on the Judiciary.

By Mr. Hancock: A bill (H. R. 4553) to incorporate the National

Metropolitan Life-Insurance Company, of the District of Columbia, to the Committee for the District of Columbia.

When

The morning hour expired.

The House then resumed, as the regular order of business, the consideration of the motion of Mr. Kasson to suspend the rules so as to enable him to introduce, and the House to agree to, the following resolution, which was pending when the House adjourned on Monday last, viz:

Resolved, That Colorado is a State in this Union, and that James B. Belford, Representative-elect from said State, be sworn and admitted to his seat as such.

When

Mr. Kasson withdrew the same.

And then,

On motion of Mr. Holman, by unanimous consent, the House resumed the consideration of the bill of the House (H. R. 4540) to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works, to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States; which was under consideration when the House adjourned on Saturday last, the pending question being on the adoption of the amendment in the nature of a substitute, submitted by Mr. Buckner.

And the question being put,

Will the House agree to the said amendment?

It was decided in the negative,	{	Yeas	58
		Nays	162
		Not voting	70

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. John C. Bagby	Mr. E. John Ellis	Mr. Hernando D. Money	Mr. Thomas Swann
John H. Bagley, jr.	Charles Foster	Charles H. Morgan	John K. Tarbox
Latimer W. Ballou	Benjamin J. Franklin	William J. O'Brien	Philip F. Thomas
Jos. C. S. Blackburn	Benjamin W. Harris	Charles O'Neill	J. W. Throckmorton
Henry W. Blair	Julian Hartridge	John F. Phillips	Alfred M. Waddell
Aylett H. Buckner	Robert A. Hatcher	Henry L. Pierce	Henry Waldron
Milton A. Candler	Eli J. Henkle	Joseph Powell	Alexander S. Wallace
Joseph G. Cannon	Frank H. Hurd	John Reilly	John W. Wallace
Bernard G. Caulfield	Edward C. Kehr	William M. Robbins	William Walsh
John B. Clark, jr.	William D. Kelley	Otho R. Singleton	Henry Watterson
Omar D. Conger	J. Proctor Knott	William F. Siemons	G. Wiley Wells
Philip Cook	Lucius Q. C. Lamar	William E. Smith	John D. White
William W. Crapo	E. W. Leavenworth	William S. Stenger	George Willard
Mark H. Dunnell	William M. Levy	William H. Stone	Alan Wood, jr.
Benjamin T. Eames	Levi Maish		

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. John H. Caldwell	Mr. George H. Durand	Mr. Carter H. Harrison
Charles H. Adams	William P. Caldwell	Milton J. Durham	William Hartzell
Lucien L. Ainsworth	Nathan T. Carr	John R. Eden	William S. Haymond
William B. Anderson	Thomas J. Cason	Albert G. Egbert	George W. Hendee
Thomas S. Ashe	Lucien B. Caswell	James L. Evans	Thomas J. Henderson
John D. C. Atkins	George W. Cate	Charles J. Faulkner	Frank Hereford
George A. Bagley	Stimson B. Chittenden	William H. Felton	Abram S. Hewitt
John H. Baker	John B. Clarke	Jesse J. Finley	Goldsmith W. Hewitt
William H. Baker	Heater Clymer	Edwin Flye	Solomon L. Hoge
Henry B. Banning	Jacob P. Cowan	William H. Forney	William S. Holman
Richard P. Bland	Samuel S. Cox	Lucien C. Gause	James H. Hopkins
James H. Blount	Lorenzo Crounse	John M. Glover	George G. Hoskins
Andrew R. Boone	David B. Culberson	John R. Goodin	John F. House
Taoi Bradford	Augustus W. Cutler	Thomas M. Gunter	Jay A. Hubbell
Nathan B. Bradley	Lorenzo Danford	Eugene Hale	Andrew Humphreys
John Young Brown	Chester B. Darrall	Andrew H. Hamilton	Morton C. Hunter
William R. Brown	Joseph J. Davis	Robert Hamilton	Eppa Hunton
Samuel D. Burchard	John M. Davy	Jere Haralson	John A. Hyman
John H. Burleigh	Dudley C. Denison	Aug. A. Hardenbergh	Frank Jones
Charles W. Buttz	George G. Dibrell	Henry R. Harris	Thomas L. Jones
George C. Cabell	Samuel A. Dobbins	John T. Harris	Charles H. Joyce

Mr. John A. Kasson	Mr. Nelson I. Norton	Mr. John S. Savage	Mr. Robert B. Vance
Alanson M. Kimball	N. Holmes Odell	Alfred M. Scales	Ansel T. Walling
Franklin Landers	Addison Oliver	Gustave Schleicher	Elijah Ward
George M. Landers	John B. Packer	John G. Schumaker	Levi Warner
Lafayette Lane	Horace F. Page	James Sheakley	William W. Warren
Elbridge G. Lapham	Henry B. Payne	Robert Smalls	Erastus Wells
William Lawrence	James Phelps	A. Herr Smith	Richard H. Whiting
J. V. Le Moynes	William A. Piper	Milton I. Southard	W. C. Whitthorne
Burwell B. Lewis	Harris M. Plaisted	William A. J. Sparks	Peter D. Wigginton
John K. Luttrell	Thomas C. Platt	William M. Springer	Andrew Williams
John R. Lynch	Ezra F. Poppleton	William H. Stanton	Alpheus S. Williams
William P. Lynde	Allen Potter	Horace B. Strait	Charles G. Williams
L. A. Mackey	William J. Purman	Frederick H. Teese	Jere N. Williams
William McFarland	Joseph H. Rainey	William Terry	William B. Williams
John A. McMahon	David Rea	Charles P. Thompson	Benjamin A. Willis
Samuel F. Miller	John H. Reagan	Jacob M. Thornburgh	Benjamin Wilson
Charles W. Milliken	Haywood Y. Riddle	John Q. Tufts	James Wilson
James Monroe	Charles B. Roberts	Jacob Turney	L. D. Woodworth
Charles E. Nash	Milton S. Robinson	Nelson H. Van Vorhes	Casey Young.
Lawrence T. Neal	Ezekiel S. Sampson		

Those not voting are—

Mr. Nathaniel P. Banks	Mr. James A. Garfield	Mr. Henry B. Metcalfe	Mr. Adlai E. Stevenson
Lyman K. Bass	Randall L. Gibson	Roger Q. Mills	William H. E. Stowell
George M. Beebe	John Goode, jr.	William R. Morrison	Martin I. Townsend
Samuel N. Bell	John Hancock	William Mutchler	Washington Townsend
Archibald M. Bliss	Henry H. Hathorn	Jephtha D. New	John R. Tucker
John M. Bright	Charles Hays	William A. Phillips	John L. Vance
Horatio C. Burchard	Benjamin H. Hill	Henry O. Pratt	John T. Wait
Alexander Campbell	George F. Hoar	James B. Reilly	Charles C. B. Walker
Chester W. Chapin	Charles E. Hooker	Americus V. Rice	Gilbert C. Walker
Alex. G. Cochrane	Stephen A. Hurlbut	John Robbins	William A. Wheeler
Francis D. Collins	George A. Jenks	Miles Ross	John O. Whitehouse
Rezin A. DeBolt	William S. King	Sobieski Ross	Scott Wike
Beverly B. Douglas	Scott Lord	Jeremiah M. Ruak	James Williams
David Dudley Field	Henry S. Magoon	Milton Saylor	William W. Wilshire
Greensbury L. Fort	C. D. MacDougall	Julius H. Seelye	Fernando Wood
Chapman Freeman	George W. McCrary	C. H. Sinnickson	William Woodburn
William P. Frye	James W. McDill	Alex. H. Stephens	Jesse J. Yeates
Benoni S. Fuller	Edwin R. Meade		

So the amendment was disagreed to.

The question then recurring on the engrossment and third reading of the bill, the same was ordered to be engrossed and read a third time.

Pending which,

Mr. Conger moved to reconsider the vote by which the bill was ordered to be engrossed and read a third time.

Pending which,

The hour of 2 o'clock p. m. having arrived, the House proceeded, as the regular order of business, to the consideration of reports from the Committee for the District of Columbia.

The Speaker announced, as the first business in order, the further consideration of the bill of the House (H. R. 1860) to incorporate the Washington and Atlantic Coast Railroad Company; the pending question being the motion of Mr. James Wilson that the said bill be laid on the table.

When

Mr. Wilson withdrew the said motion.

The House thereupon resumed the consideration of the said bill.

Mr. James Wilson submitted an amendment; which was agreed to.

Ordered, That the bill as amended be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Henkle moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries; which was handed in at the Speaker's table.

A message from the Senate, by Mr. Sympton, one of their clerks.

Mr. Speaker : The Senate have passed bills of the following titles, viz: S. 1143. An act for the relief of the legal heirs of Ann Lynch; and S. 1185. An act to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapahoes and Cheyenne Indians; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed the following resolution, in which I am also directed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring,) That one thousand extra copies of the report of the board of health of the District of Columbia for the year 1876 be printed for use and distribution by said board.

The President of the United States has notified the Senate that he did this day approve and sign a bill and joint resolution of the Senate of the following titles, viz:

S. 1153. An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877.

S. R. 4. Joint resolution authorizing Captain Temple and Lieutenant-Commander Whiting, of the Navy, to accept a decoration from the King of the Hawaiian Islands.

Mr. Stevenson, from the Committee for the District of Columbia, to which was referred the bill of the House (H. R. 4473) for the relief of the destitute poor of the District of Columbia, reported the same without amendment.

The House having proceeded to its reconsideration,

After debate,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Stevenson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Neal, from the same committee, to which was referred the bill of the House (H. R. 4293) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes, reported the same with a substitute therefor; which bill, (H. R. 4554,) with the same title, was read a first and second time.

The House having proceeded to its consideration,

After debate,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Neal moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Payne gave notice that at 1 o'clock p. m. to-morrow he would move that the House proceed to appoint five members of the commission as provided in section two of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."

Mr. O'Neill, at 5 o'clock and 5 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted to Mr. Goode for three days.

By unanimous consent, leave was granted to withdraw papers from the files of the House, as follows :

To Mr. John T. Harris, in the case of John Kelly.

To Mr. Waddell, in the case of John Plunket.

And then

The motion of Mr. O'Neill was agreed to, and the House accordingly adjourned.

TUESDAY, JANUARY 30, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the Kansas City Board of Trade, asking for the repeal of the tax on banks, to the Committee on Banking and Currency.

By Mr. Atkins: The petition of J. M. Hart and other citizens of Tennessee, for cheap telegraphy ;

By Mr. John H. Baker: The petition of George W. Mummert and 54 other citizens of Wewaka, Indiana, of similar import ;

By Mr. Boone: The petition of W. H. Hale and others, of Kentucky, of similar import ;

By Mr. George Q. Cannon: The petition of citizens of Kansas City, Summit County, Utah Territory, of similar import ;

By Mr. Joseph G. Cannon: The petition of L. J. Neinstein and others, of similar import ;
to the Committee on the Post-Office and Post-Roads.

Also, the petition of Mr. Glick, for the establishment of a veterinary bureau in connection with the Agricultural Department, to the Committee on Agriculture.

By Mr. Cox: The petition of Morris Pinchauer, against the passage of the Southern Pacific Railroad bill, protesting against Tom Scott using his influence in favor of said bill, and urging the passage of the bill concerning the Lake Tahoe and Colorado Canal and Granger Railroad, to the Committee on the Pacific Railroad.

Also, the petition of Caroline A. Soule, Sophia C. Hoffman, M. Louisa Thomas, and other citizens of New York, for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex, to the Committee on the Judiciary.

By Mr. Gause: The petition of citizens of Cherry Valley, Arkansas, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hale: The petition of Mary A. Mitchell, of Unity, Maine, for a pension, to the Committee on Invalid Pensions.

By Mr. Andrew H. Hamilton: Two petitions, signed respectively by 22 citizens of Indiana and 29 citizens of Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Allen County, Indiana, for the removal of limitations in the pension laws, and that pensioners receive arrears of pensions back to the date of their discharge ;

By Mr. Jenks: The petition of 120 citizens of Pennsylvania, of similar import ;

Also, two petitions of citizens of Clarion County, Pennsylvania, of similar import ;
to the Committee on Invalid Pensions.

By Mr. Magoon : Resolutions and memorial of Milwaukee Clearing-House Association, favoring the repeal of the tax on deposits and capital of banks, to the Committee of Ways and Means.

By Mr. McCrary : The petition of Mrs. J. C. McKinney, Etta R. Holmes, Mrs. E. S. Henderson, and others—164 men and 194 women of Iowa—for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex, to the Committee on the Judiciary.

By Mr. New : The petition of citizens of Indiana for the removal of the limitations of the pension laws, to the Committee on Invalid Pensions.

By Mr. O'Neill : Memorial of representatives of historical societies of the several States, for the passage of the resolution providing for the purchase of the papers of the General Count de Rochambeau, to the Joint Committee on the Library.

Also, the petition of Theresa Lewis and 354 others, of Pennsylvania, for a sixteenth amendment to the Constitution of the United States relating to woman suffrage, to the Committee on the Judiciary.

By Mr. John Robbins : The petition of Albert Cingria, of the District of Columbia, for compensation for damages done to his property by order of the board of public works, to the Committee for the District of Columbia.

By Mr. Seelye : The petition of citizens of Amherst, Massachusetts, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Sheakley : The petition of citizens of Mercer County, Pennsylvania, for the removal of all limitations in the pension laws, to the Committee on Invalid Pensions.

By Mr. Thornburgh : The petition of Henry Clear and other citizens of Anderson County, Tennessee, for cheap telegraphy ;

By Mr. Waddell : The petition of citizens of North Carolina, of similar import ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Walling : The petition of James M. Morris, Amos Baker, and others, of Pickaway and Fairfield Counties, Ohio, for a repeal of the limitations in the pension laws, to the Committee on Invalid Pensions.

By Mr. Watterson : The petition of citizens of Louisville, Kentucky, for the repeal of the tax on banks, to the Committee on Banking and Currency.

The regular order being demanded, the Speaker announced as the regular order of business the consideration of the bill of the House (H. R. 4540) to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States, the pending question being the motion of Mr. Conger to reconsider the vote by which the said bill was ordered to be engrossed and read a third time.

When,

On motion of Mr. Holman, the said motion was laid on the table.

The question then recurred on the passage of the bill,

And being put,

It was decided in the affirmative.

Mr. Holman moved to reconsider the vote last taken, and also moved

that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Wait, by unanimous consent, introduced a bill (H. R. 4555) for the relief of Isaac J. MacKinley, late a third lieutenant in the United States revenue-marine service; which was read twice, referred to the Committee on Commerce, and ordered to be printed.

Mr. Singleton, by unanimous consent, introduced a bill (H. R. 4556) to remove the political disabilities of Reuben Davis, of Mississippi; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Cox, by unanimous consent, from the Select Committee on Alleged Fraudulent Registration and Voting in the Cities of New York, Philadelphia, Brooklyn, and Jersey City, to which was recommitted a report in relation to the charge of tampering with the mails in the New York City post-office, reported the same; which was adopted and the committee discharged from the further consideration of the subject.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Glover, by unanimous consent, introduced a resolution for the relief of George F. Wilson, a former employé of this House; which was referred to the Committee on Accounts.

Mr. John L. Vance, from the Committee on Printing, to which was referred the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring,) That 1,000 extra copies of the report of the board of health for the year 1876 be printed for use and distribution by said board; reported the same without amendment.

The House having proceeded to its consideration,

The said resolution was adopted.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Thomas L. Jones, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Secretary of War be requested to report upon the expediency and utility of constructing a harbor of refuge from ice-floods upon the Ohio River, in what is known as Mill Bottom, above the city of Newport, on the Kentucky shore, and opposite to the city of Cincinnati.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the House numbered respectively as follows, viz:

H. R. 2461, H. R. 3038, H. R. 3511, and H. R. 3575.

The Speaker laid before the House the following message heretofore received from the President of the United States, returning, with his objections, the bill of the House (H. R. 4350) to abolish the board of commissioners of the Metropolitan police of the District of Columbia, and to transfer its duties to the Commissioners of the District of Columbia, viz:

To the House of Representatives:

I return herewith House bill (No. 4350) to abolish the board of commissioners of the Metropolitan police of the District of Columbia and to transfer its duties to the Commissioners of the District of Columbia, without my approval.

It is my judgment that the police commissioners, while appointed by the Executive, should report to and receive instructions from the District Commissioners. Under other circumstances than those existing at present I would have no objection to the entire abolition of the board and seeing the duties devolved directly upon the District Commissioners. The latter should, in my opinion, have supervision and control over the acts of the police commissioners under any circumstances. But, as recent events have shown that gross violations of law have existed in this District for years directly under the eyes of the police, it is highly desirable that the board of police commissioners should be continued, in some form, until the evil complained of is eradicated and until the police force is put on a footing to prevent, if possible, a recurrence of the evil. The board of police commissioners have recently been charged with the direct object of accomplishing this end.

U. S. GRANT.

EXECUTIVE MANSION, *January 23, 1877.*

The same having been read,

After debate,

The Speaker stated the question to be, Will the House, on reconsideration, agree to the passage of the said bill?

And being put,

It was decided in the affirmative, { Yeas 159
Nays 78
Not voting 53

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. Franklin Landers	Mr. Otho R. Singleton
Lucien L. Ainsworth	Albert G. Egbert	George M. Landers	William F. Slemmons
Thomas S. Ashe	E. John Ellis	Lafayette Lane	William E. Smith
John D. C. Atkins	Charles J. Faulkner	J. V. Le Moynes	Milton I. Southard
John C. Bagby	William H. Felton	William M. Levy	William A. J. Sparks
John H. Bagley, jr.	Jesse J. Finley	Burwell B. Lewis	William M. Springer
Henry B. Banning	William H. Forney	John K. Luttrell	William S. Stenger
George M. Beebe	Charles Foster	William P. Lynde	Adlai E. Stevenson
Samuel N. Bell	Benjamin J. Franklin	William McFarland	William H. Stone
Jos. C. S. Blackburn	Benoni S. Fuller	Henry B. Metcalfe	Thomas Swann
Richard P. Bland	Lucien C. Gause	Charles W. Milliken	John K. Tarbox
James H. Blount	John M. Glover	Hernando D. Money	Frederick H. Teese
Andrew R. Boone	John R. Goodin	Charles H. Morgan	William Terry
Taht Bradford	Thomas M. Gunter	William Mutchler	Philip F. Thomas
Nathan B. Bradley	Andrew H. Hamilton	Lawrence T. Neal	J. W. Throckmorton
John M. Bright	Robert Hamilton	Jephtha D. New	John R. Tucker
John Young Brown	John Hancock	William J. O'Brien	Jacob Turney
Aylett H. Buckner	Aug. A. Hardenbergh	N. Holmes Odell	John L. Vance
George C. Cabell	Henry R. Harris	Addison Oliver	Robert B. Vance
John H. Caldwell	John T. Harris	Henry B. Payne	Alfred M. Waddell
William P. Caldwell	Carter H. Harrison	James Phelps	Henry Waldron
Milton A. Candler	Julian Hartridge	John F. Phillips	Charles C. B. Walker
Joseph G. Cannon	William Hartritzell	Henry L. Pierce	Gilbert C. Walker
George W. Cate	Robert A. Hatcher	William A. Piper	Ansel T. Walling
Bernard G. Caulfield	William S. Haymond	Earley F. Poppleton	William Walsh
Chester W. Chapin	Eli J. Henkle	Allen Potter	Levi Warner
John B. Clarke	Frank Hereford	Joseph Powell	Henry Watterson
John B. Clark, jr.	Abram S. Hewitt	David Rea	Erastus Wells
Hester Clymer	Goldsmith W. Hewitt	John H. Reagan	John O. Whitehouse
Alex. G. Cochrane	William S. Holman	Americus V. Rice	W. C. Whitthorne
Francis D. Collins	James H. Hopkins	Haywood Y. Riddle	Peter D. Wigginton
Philip Cook	John F. House	John Robbins	Alpheus S. Williams
Jacob P. Cowan	Andrew Humphreys	William M. Robbins	James Williams
Samuel S. Cox	Eppa Hunton	John S. Savage	Jere N. Williams
David B. Culberson	Frank H. Hurd	Milton Sayler	Benjamin A. Willis
Augustus W. Cutler	Frank Jones	Alfred M. Scales	William W. Wilshire
Rezin A. DeBolt	Thomas L. Jones	Gustave Schleicher	Benjamin Wilson
George G. Dibrell	Edward C. Kehr	John G. Schumaker	Fernando Wood
George H. Durand	J. Proctor Knott	James Shrankley	Casey Young.
Milton J. Durham	Lucius Q. C. Lamar		

Those who voted in the negative are—

Mr. George A. Bagley	Mr. Henry W. Blair	Mr. Charles W. Buttz	Mr. Omar D. Conger
John H. Baker	William R. Brown	Nathan T. Carr	Lorenzo Crounse
William H. Baker	Horatio C. Burcharth	Lucien B. Caawell	Chester B. Darrall
Nathaniel P. Banks	John H. Burleigh	Simeon B. Chittenden	Dudley C. Denison

Mr. Samuel A. Dobbins	Mr. Stephen A. Hurlbut	Mr. John B. Packer	Mr. Martin I. Townsend
Mark H. Dunnell	John A. Hyman	Horace F. Page	Washington Townsend
Benjamin T. Eames	John A. Kasson	Harris M. Plaisted	John Q. Tufts
James L. Evans	William D. Kelley	Thomas C. Platt	Nelson H. Van Vorhes
Edwin Flye	Alanson M. Kimball	Henry O. Pratt	John T. Wait
Greenbury L. Fort	Elbridge G. Lapham	Joseph H. Rainey	Alexander S. Wallace
Eugene Hale	William Lawrence	Milton S. Robinson	John W. Wallace
Jere Haralson	E. W. Leavenworth	Jeremiah M. Rusk	John D. White
Benjamin W. Harris	John R. Lynch	Ezekiel S. Sampson	Richard H. Whiting
Henry H. Hathorn	Henry S. Magoon	Julius H. Seelye	Andrew Williams
George W. Hendee	James W. McDill	C. H. Stannickson	Charles G. Williams
Thomas J. Henderson	Samuel F. Miller	Robert Smalls	James Wilson
Solomon L. Hoge	James Monroe	A. Herr Smith	Alan Wood, Jr.
George G. Hoskins	Charles E. Nash	Horace B. Strait	William Woodburn
Jay A. Hubbell	Nelson I. Norton	Jacob M. Thornburgh	L. D. Woodworth.
Morton C. Hunter	Charles O'Neill		

Those not voting are—

Mr. Charles H. Adams	Mr. Chapman Freeman	Mr. Levi Malish	Mr. Sobieski Ross
William B. Anderson	William P. Frye	C. D. MacDougall	William H. Stanton
Latimer W. Ballou	James A. Garfield	George W. McCrary	Alex. H. Stephens
Lyman K. Bass	Randall L. Gibson	John A. McMahon	William H. H. Stowell
Archibald M. Bliss	John Goode, Jr.	Edwin R. Meade	Charles P. Thompson
Samuel D. Burchard	Charles Hays	Roger Q. Mills	Elijah Ward
Alexander Campbell	Benjamin H. Hill	William R. Morrison	William W. Warren
Thomas J. Cason	George F. Hoar	William A. Phillips	G. Wiley Wells
William W. Crapo	Charles E. Hooker	William J. Purman	William A. Wheeler
Lorenzo Danford	George A. Jenks	John Reilly	Scott Wike
Joseph J. Davis	Charles H. Joyce	James B. Reilly	George Willard
John M. Davy	William S. King	Charles B. Roberts	William B. Williams
Beverly B. Douglas	Scott Lord	Miles Ross	Jease J. Yeates.
David Dudley Field	L. A. Mackey		

So the House, on reconsideration, agreed to the passage of the said bill.

Ordered, That the Clerk acquaint the Senate therewith, and communicate the said bill and objections to the Senate.

The Speaker also laid before the House the following message, heretofore received from the President of the United States, returning with his objections the joint resolutions of the House (H. Res. 171) in reference to the congratulations from the Republic of Pretoria, South Africa, and (H. Res. 172) relating to congratulations from the Argentine Republic.

To the House of Representatives :

I return to the House of Representatives, in which they originated, two joint resolutions, the one entitled "Joint resolution relating to congratulations from the Argentine Republic," the other entitled "Joint resolution in reference to congratulations from the Republic of Pretoria, South Africa."

The former of these resolutions purports to direct the Secretary of State to acknowledge a dispatch of congratulation from the Argentine Republic and the high appreciation of Congress of the compliment thus conveyed, the other directs the Secretary of State to communicate to the republic of Pretoria the high appreciation of Congress of the complimentary terms in which said republic has referred to the first centennial of our National Independence.

Sympathizing as I do in the spirit of courtesy and friendly recognition which has prompted the passage of these resolutions, I cannot escape the conviction that their adoption has inadvertently involved the exercise of a power which infringes upon the constitutional rights of the Executive.

The usage of governments generally confines their correspondence and interchange of opinion and of sentiments of congratulation as well as of discussion to one certain established agency. To allow correspondence or interchange between states to be conducted by or with more than one such agency would necessarily lead to confusion, and possibly to contradictory presentation of views and to international complications.

The Constitution of the United States, following the established usage of nations, has indicated the President as the agent to represent the national sovereignty in its intercourse with foreign powers, and to receive all official communications from them. It gives him the power, by and with the advice and consent of the Senate, to make treaties and to appoint ambassadors and other public ministers; it intrusts to him solely "to receive ambassadors and other public ministers," thus vesting in him the origination of negotiations and the reception and conduct of all correspondence with foreign states; making him, in the language of one of the most eminent writers on constitutional law, "the constitutional organ of communication with foreign states."

No copy of the addresses which it is proposed to acknowledge is furnished. I have no knowledge of their tone, language, or purport. From the tenor of the two joint resolutions it is to be inferred that these communications are probably purely congratulatory. Friendly and kindly intentioned as they may be, the presentation by a foreign state of any communication to a branch of the Government not contemplated by the Constitution for the reception of communications from foreign states might, if allowed to pass without notice, become a precedent for the address by foreigners or by foreign states of communications of a different nature and with wicked designs.

If Congress can direct the correspondence of the Secretary of State with foreign governments, a case very different from that now under consideration might arise, when that officer might be directed to present to the same foreign government entirely different and antagonistic views or statements.

By the act of Congress establishing what is now the Department of State, then known as the Department of Foreign Affairs, the Secretary is to "perform and execute such duties as shall from time to time be enjoined or intrusted to him by the President of the United States, agreeable to the Constitution, relative to correspondence, commissions, or instructions to or with public ministers or consuls from the United States, or to negotiations with public ministers from foreign states or princes, or to memorials or other applications from foreign public ministers or other foreigners, or to such other matters respecting foreign affairs as the President of the United States shall assign to said Department; and furthermore, that the said principal officer (the Secretary of State) shall conduct the business of the said Department in such manner as the President of the United States shall from time to time order or instruct."

This law, which remains substantially unchanged, confirms the view that the whole correspondence of the Government with and from foreign states is intrusted to the President; that the Secretary of State conducts such correspondence exclusively under the orders and instructions of the President; and that no communication or correspondence from foreigners or from a foreign state can properly be addressed to any branch or Department of the Government except that to which such correspondence has been committed by the Constitution and the laws.

I therefore feel it my duty to return the joint resolutions without my approval to the House of Representatives, in which they originated.

In addition to the reasons already stated for withholding my constitutional approval from these resolutions is the fact that no information is furnished as to the terms or purport of the communications to which acknowledgments are desired, no copy of the communications accompanies the resolutions, nor is the name even of the officer or of the body to whom an acknowledgment could be addressed given; it is not known

whether these congratulatory addresses proceed from the head of the state or from legislative bodies; and as regards the resolution relating to the republic of Pretoria, I cannot learn that any state or government of that name exists.

U. S. GRANT.

WASHINGTON, *January 26, 1877.*

The same having been read,

On motion of Mr. Swann, the said message was referred to the Committee on Foreign Affairs and ordered to be printed.

The Speaker also laid before the House the following message, heretofore received from the President of the United States, viz :

To the Senate and House of Representatives :

I have the honor to transmit herewith the proceedings of the commission appointed to examine "the whole subject of reform and reorganization of the Army of the United States," under the provisions of the act of Congress approved July 24, 1876.

The commission report that so fully has their time been occupied by other important duties that they are not at this time prepared to submit a plan or make proper recommendations.

U. S. GRANT.

EXECUTIVE MANSION, *January 29, 1877.*

The same having been read,

On motion of Mr. Banning, the said message was referred to the Committee on Military Affairs, and, with the accompanying papers, ordered to be printed.

The Speaker also laid before the House the following message, heretofore received from the President of the United States :

To the House of Representatives :

In answer to the resolution of the House of Representatives of the 8th of December last, inquiring whether any increase in the cavalry force of the Army on the Mexican frontier of Texas has been made as authorized by the act of July 24, 1876, and whether any troops have been removed from the frontier of Texas and from the post of Fort Sill on the Kiowa and Comanche reservation, and whether, if so, their places have been supplied by other forces, I have the honor to transmit a report received from the Secretary of War.

U. S. GRANT.

EXECUTIVE MANSION, *January 22, 1877.*

The same having been read,

On motion of Mr. Banning, the said message was referred to the Committee on Military Affairs, and, with the accompanying report, ordered to be printed.

The Speaker also laid before the House the following message from the President of the United States, heretofore received, viz :

To the House of Representatives :

I have the honor to transmit herewith reports and accompanying papers received from the Secretaries of State and War, in answer to the resolution of the House of Representatives of the 19th instant, relative to the imprisonment and detention by the Mexican authorities at Mats-

moras of John Jay Smith, an American citizen, and also to the wounding and robbing by Mexican soldiers at New Laredo of Dr. Samuel Huggins, an American citizen.

U. S. GRANT.

EXECUTIVE MANSION, January 29, 1877.

The same having been read,

On motion of Mr. Schleicher, the said message was referred to the Select Committee on Texas Border Troubles, and with the accompanying reports and papers ordered to be printed.

Mr. Kasson moved to reconsider the several votes last taken in relation to the messages of the President of the United States, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Springer, by unanimous consent, the joint resolution of the House (H. Res. 181) authorizing the Public Printer to bind in cloth the reserved and stitched copies of the House compilation entitled "Counting the Electoral Vote," with the amendment of the Senate thereto, was taken from the Speaker's table and the said amendment concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Springer moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Payne, as a question of privilege, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the House do now proceed by *viva voce* vote to appoint five members of the commission provided for in the act approved January 29, 1877, entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."

Mr. Lamar nominated Mr. Payne, Mr. Hunton, Mr. Abbott, Mr. Garfield, and Mr. Hoar as the five members on the part of the House.

The House thereupon proceeded to vote *viva voce* for members of the said commission on the part of the House of Representatives, Messrs. Henry B. Payne of Ohio, Eppa Hunton of Virginia, Josiah G. Abbott of Massachusetts, James A. Garfield of Ohio, and George F. Hoar of Massachusetts,

When

The following-named members voted for Mr. George F. Hoar in accordance with the foregoing resolution, and in the manner prescribed by the act therein named:

For Mr. HOAR: Messrs. Josiah G. Abbott, Charles H. Adams, Lucien L. Ainsworth, William B. Anderson, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, George A. Bagley, John H. Bagley, jr., John H. Baker, William H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry B. Banning, George M. Beebe, Samuel N. Bell, Joseph C. S. Blackburn, Henry W. Blair, Richard P. Bland, James H. Blount, Andrew R. Boone, Taul Bradford, Nathan B. Bradley, John M. Bright, John Young Brown, William R. Brown, Aylett H. Buckner, Horatio C. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, John H. Caldwell, William P. Caldwell, Milton A. Candler, Joseph G. Cannon, Thomas J. Cason, Lucien B. Caswell, George W. Cate, Bernard G. Caulfield, Chester W. Chapin, Simeon B. Chittenden, John B. Clarke, John B. Clark, jr., Hester Clymer, Alexander G. Cochrane, Francis D. Collins, Omar D. Conger, Philip Cook, Jacob P. Cowan, Samuel S. Cox, William W.

Crapo, Lorenzo Crounse, Augustus W. Cutler, Lorenzo Danford, Chester B. Darrall, Joseph J. Davis, John M. Davy, Rezin A. DeBolt, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Mark H. Dunnell, George H. Durand, Milton J. Durham, Benjamin T. Eames, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, William H. Forney, Greenbury L. Fort, Charles Foster, Benjamin J. Franklin, Benoni S. Fuller, James A. Garfield, Lucien C. Gause, Randall L. Gibson, John M. Glover, John R. Goodin, Thomas M. Gunter, Eugene Hale, Andrew H. Hamilton, Robert Hamilton, John Hancock, Jere Haralson, Augustus A. Hardenburgh, Benjamin W. Harris, Henry R. Harris, John T. Harris, Carter H. Harrison, Julian Hartridge, William Hartzell, Robert A. Hatcher, Henry H. Hathorn, William S. Haymond, George W. Hendee, Thomas J. Henderson, Eli J. Heukle, Frank Hereford, Abram S. Hewitt, Goldsmith W. Hewitt, Benjamin H. Hill, Solomon L. Hoge, William S. Holman, Charles E. Hooker, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Frank H. Hurd, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, Charles H. Joyce, John A. Kasson, Edward C. Kehr, William D. Kelley, Alanson M. Kimball, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, J. V. Le Moyne, William M. Levy, Burwell B. Lewis, John K. Luttrell, John R. Lynch, William P. Lyude, L. A. Mackey, Henry S. Magoon, Clinton D. MacDougall, George W. McCrary, James W. McDill, William McFarland, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Milliken, Roger Q. Mills, Hernando D. Money, James Monroe, Charles H. Morgan, William R. Morrison, William Mutchler, Charles E. Nash, Lawrence T. Neal, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, Henry B. Payne, James Phelps, John F. Phillips, Henry L. Pierce, William A. Piper, Harris M. Plaisted, Thomas C. Platt, Earley F. Poppleton, Allen Potter, Joseph Powell, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, John H. Reagan, John Reilly, Americus V. Rice, Haywood Y. Riddle, John Robbins, William M. Robbins, Charles B. Roberts, Milton S. Robinson, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, Milton Saylor, Alfred M. Scales, Gustave Schleicher, John G. Schumaker, Julius H. Seelye, James Sheakley, Otho R. Singleton, Clement H. Sinnickson, Robert Smalls, A. Herr Smith, William E. Smith, Milton I. Southard, William A. J. Sparks, William M. Springer, William H. Stanton, Horace B. Strait, William S. Stenger, Adlai E. Stevenson, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, William Terry, Charles P. Thompson, Philip F. Thomas, Jacob M. Thornburgh, James W. Throckmorton, Martin I. Townsend, Washington Townsend, John R. Tucker, John Q. Tufts, Jacob Turney, Nelson H. Van Vorhes, John L. Vance, Robert B. Vance, Alfred M. Waddell, John T. Wait, Henry Waldron, Charles C. B. Walker, Gilbert C. Walker, Alexander S. Wallace, John W. Wallace, William Walsh, Elijah Ward, Levi Warner, William W. Warren, Henry Waterson, Erastus Wells, G. Wiley Wells, John D. White, John O. Whitehouse, Richard H. Whiting, Washington O. Whitthorne, Peter D. Wigginton, Scott Wike, George Willard, Andrew Williams, Alpheus S. Williams, Charles G. Williams, James Williams, Jere N. Williams, William B. Williams, Benjamin A. Willis, William W. Wilshire, Benja-

min Wilson, James Wilson, Alan Wood, jr., Fernando Wood, Laurin D. Woodworth, Casey Young.

The following-named members voted for Mr. Henry B. Payne :

For Mr. PAYNE: Messrs. Josiah G. Abbott, Charles H. Adams, Lucien L. Ainsworth, William B. Anderson, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, George A. Bagley, John H. Bagley, jr., John H. Baker, William H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry B. Banning, George M. Beebe, Samuel N. Bell, Joseph C. S. Blackburn, Henry W. Blair, Richard P. Bland, James H. Blount, Andrew R. Boone, Taul Bradford, Nathan B. Bradley, John M. Bright, John Young Brown, William R. Brown, Aylett H. Buckner, Horatio C. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, John H. Caldwell, William P. Caldwell, Milton A. Candler, Joseph G. Cannon, Thomas J. Cason, Lucien B. Caswell, George W. Cate, Bernard G. Caulfield, Chester W. Chapin, Simeon B. Chittenden, John B. Clarke, John B. Clark, jr., Hiester Clymer, Alexander G. Cochrane, Francis D. Collins, Omar D. Conger, Philip Cook, Jacob P. Cowan, Samuel S. Cox, William W. Crapo, Lorenzo Crounse, Augustus W. Cutler, Lorenzo Danford, Chester B. Darrall, Joseph J. Davis, John M. Davy, Rezin A. DeBolt, Dudley O. Denison, George G. Dibrell, Samuel A. Dobbins, Mark H. Dunnell, George H. Durand, Milton J. Durham, Benjamin T. Eames, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, William H. Forney, Greenbury L. Fort, Charles Foster, Benjamin J. Franklin, Benoni S. Fuller, James A. Garfield, Lucien C. Gause, Randall L. Gibson, John M. Glover, John R. Goodin, Thomas M. Gunter, Eugene Hale, Andrew H. Hamilton, Robert Hamilton, John Hancock, Jere Haralson, Augustus A. Hardenbergh, Benjamin W. Harris, Henry R. Harris, John T. Harris, Carter H. Harrison, Julian Hartridge, William Hartzell, Robert A. Hatcher, Henry H. Hathorn, William S. Haymond, George W. Hendee, Thomas J. Henderson, Eli J. Henkle, Frank Hereford, Abram S. Hewitt, Goldsmith W. Hewitt, Benjamin H. Hill, George F. Hoar, William S. Holman, Charles E. Hooker, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Frank H. Hurd, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, Charles H. Joyce, John A. Kasson, Edward C. Kehr, William D. Kelley, Alanson M. Kimball, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, J. V. Le Moyne, William M. Levy, Burwell B. Lewis, John K. Luttrell, John R. Luch, William P. Lynde, L. A. Mackey, Henry S. Magoon, Clinton D. McDougall, George W. McCrary, James W. McDill, William McFarland, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Milliken, Roger Q. Mills, Hernando D. Money, James Monroe, Charles H. Morgan, William R. Morrison, William Mutchler, Charles E. Nash, Lawrence T. Neal, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, James Phelps, John F. Philips, Henry L. Pierce, William A. Piper, Harris M. Plaisted, Thomas C. Platt, Earley F. Poppleton, Allen Potter, Joseph Powell, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, John H. Reagan, John Reilly, Americus V. Kice, Haywood Y. Riddle, John Robbins, William M. Robbins, Charles B. Roberts, Milton S. Robinson, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, Milton Sayler, Alfred M. Scales, Gustave Schleicher, John G. Schumaker, Julius H. Seelye, James Sheakley, Otho R. Singleton, Clement H. Sinnickson, Robert Smalls, A.

Herr Smith, William E. Smith, Milton I. Southard, William A. J. Sparks, William M. Springer, William H. Stanton, Horace B. Strait, William S. Stenger, Adlai E. Stevenson, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, William Terry, Charles P. Thompson, Philip F. Thomas, Jacob M. Thornburgh, James W. Throckmorton, Washington Townsend, John R. Tucker, John Q. Tufts, Jacob Turney, Nelson H. Van Vorbes, John L. Vance, Robert B. Vance, Alfred M. Waddell, John T. Wait, Henry Waldron, Charles C. B. Walker, Gilbert C. Walker, Alexander S. Wallace, John W. Wallace, Ansel T. Walling, William Walsh, Elijah Ward, Levi Warner, William W. Warren, Henry Watterson, Erastus Wells, G. Wiley Wells, John D. White, John O. Whitehouse, Richard H. Whiting, Washington C. Whitthorne, Peter D. Wigginton, Scott Wike, George Willard, Andrew Williams, Alpheus S. Williams, Charles G. Williams, James Williams, Jere N. Williams, William B. Williams, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, James Wilson, Alan Wood, jr., Fernando Wood, William Woodburn, Laurin D. Woodworth, Casey Young.

The following-named members voted for Mr. Eppa Hunton :

For Mr. HUNTON: Messrs. Josiah G. Abbott, Charles H. Adams, Lucien L. Ainsworth, William B. Anderson, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, George A. Bagley, John H. Bagley, jr., John H. Baker, William H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry B. Banning, George M. Beebe, Samuel N. Bell, Joseph C. S. Blackburn, Henry W. Blair, Richard P. Bland, James H. Blount, Andrew R. Boone, Taul Bradford, Nathan B. Bradley, John M. Bright, John Young Brown, William R. Brown, Aylett A. Buckner, Horatio C. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, John H. Caldwell, William P. Caldwell, Milton A. Candler, Joseph G. Cannon, Thomas J. Cason, Lucien B. Caswell, George W. Cate, Bernard G. Caulfield, Chester W. Chapin, Simeon B. Chittenden, John B. Clarke, John B. Clark, jr., Hiester Clymer, Alexander G. Cochrane, Francis D. Collins, Omar D. Conger, Philip Cook, Jacob P. Cowan, Samuel S. Cox, William W. Crapo, Lorenzo Crouse, Augustus W. Cutler, Lorenzo Danford, Chester B. Darrall, Joseph J. Davis, John M. Davy, Rezin A. DeBolt, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Mark H. Dunnell, George H. Durand, Milton J. Durham, Benjamin T. Eames, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, William H. Forney, Greenbury L. Fort, Charles Foster, Benjamin J. Franklin, Benoni S. Fuller, James A. Garfield, Lucien C. Gause, Randall L. Gibson, John M. Glover, John R. Goodin, Thomas M. Gunter, Eugene Hale, Andrew H. Hamilton, Robert Hamilton, John Hancock, Jere Haralson, Augustus A. Hardenbergh, Benjamin W. Harris, Henry R. Harris, John T. Harris, Carter H. Harrison, Julian Hartridge, William Hartzell, Robert A. Hatcher, Henry H. Hathorn, William S. Haymond, George W. Hendee, Thomas J. Henderson, Eli J. Henkle, Frank Hereford, Abram S. Hewitt, Goldsmith W. Hewitt, Benjamin H. Hill, George F. Hoar, William S. Holman, Charles E. Hooker, James H. Hopkins, George G. Hopkins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Frank H. Hurd, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, Charles H. Joyce, John A. Kasson, Edward C. Kehr, William D. Kelley, Alanson M. Kimball, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, J. V. Le Moyne, William M. Levy, Burwell B. Lewis, John K. Luttrell, John R. Lynch, William P. Lynde, L. A. Mackey, Clinton D. MacDou-

gall, George W. McCrary, James W. McDill, William McFarland, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Milliken, Roger Q. Mills, Hernando D. Monev, James Monroe, Charles H. Morgan, William R. Morrison, William Mutchler, Charles E. Nash, Lawrence T. Neal, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, Henry B. Payne, James Phelps, John F. Phillips, Henry L. Pierce, William A. Piper, Harris M. Plaisted, Thomas O. Platt, Earley F. Poppleton, Allen Potter, Joseph Powell, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, John H. Reagan, John Reilly, Americus V. Rice, Haywood Y. Riddle, John Robbins, William M. Robbins, Charles B. Roberts, Milton S. Robinson, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, Milton Saylor, Alfred M. Scales, Gustave Schleicher, John G. Schumaker, Julius H. Seelye, James Sheakley, Otho R. Singleton, Clement H. Sinnickson, Robert Smalls, A. Herr Smith, William E. Smith, Milton I. Southard, William A. J. Sparks, William M. Springer, William H. Stanton, Horace B. Strait, William S. Stenger, Adlai E. Stevenson, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, William Terry, Charles P. Thompson, Philip F. Thomas, Jacob M. Thornburgh, James W. Throckmorton, Martin I. Townsend, Washington Townsend, John R. Tucker, John Q. Tufts, Jacob Turney, Nelson H. Van Vorhes, John L. Vance, Robert B. Vance, Alfred M. Waddell, John T. Wait, Henry Waldron, Charles C. B. Walker, Gilbert C. Walker, Alexander S. Wallace, John W. Wallace, Ansel T. Walling, William Walsh, Elijah Ward, Levi Warner, William W. Warren, Henry Watterson, Erastus Wells, G. Wiley Wells, John D. White, John O. Whitehouse, Richard H. Whiting, Washington C. Whitthorne, Peter D. Wiginton, Scott Wike, George Willard, Andrew Williams, Alpheus S. Williams, Charles G. Williams, James Williams, Jere N. Williams, William B. Williams, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, James Wilson, Alan Wood, jr., Fernando Wood, Laurin D. Woodworth, Casey Young.

The following-named members voted for Mr. Josiah G. Abbott:

For Mr. ABBOTT: Messrs. Charles H. Adams, Lucien L. Ainsworth, William B. Anderson, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, George A. Bagley, John H. Bagley, jr., John H. Baker, William H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry B. Banning, George M. Beebe, Samuel N. Bell, Joseph C. S. Blackburn, Henry W. Blair, Richard P. Bland, James H. Blount, Andrew R. Boone, Taul Bradford, Nathan B. Bradley, John M. Bright, John Young Brown, William R. Brown, Aylett H. Buckner, Horatio C. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, John H. Caldwell, William P. Caldwell, Milton A. Candler, Joseph G. Canuon, Thomas J. Cason, Lucien B. Caswell, George W. Cate, Bernard G. Caulfield, Chester W. Chapin, Simeon B. Chittenden, John B. Clarke, John B. Clark, jr., Hiester Clymer, Alexander G. Cochrane, Francis D. Collins, Omar D. Conger, Philip Cook, Jacob P. Cowan, Samuel S. Cox, William W. Crapo, Lorenzo Crounse, Augustus W. Cutler, Lorenzo Danford, Chester B. Darrall, Joseph J. Davis, John M. Davy, Rezin A. DeBolt, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Mark H. Dunnell, George H. Durand, Milton J. Durham, Benjamin T. Eames, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, William H. Forney, Greenbury L. Fort, Charles Foster, Benjamin J. Franklin, Benoni S. Fuller, James A. Garfield, Lucien C. Gause, Randall L. Gibson, John M. Glover, John R.

Goodin, Thomas M. Gunter, Eugene Hale, Andrew H. Hamilton, Robert Hamilton, John Hancock, Jere Haralson, Augustus A. Hardenbergh, Benjamin W. Harris, Henry R. Harris, John T. Harris, Carter H. Harrison, Julian Hartridge, William Hartzell, Robert A. Hatcher, Henry H. Hathorn, William S. Haymond, George W. Hendee, Thomas J. Henderson, Eli J. Henkle, Frank Hereford, Abram S. Hewitt, Goldsmith W. Hewitt, Benjamin H. Hill, George F. Hoar, William S. Holman, Charles E. Hooker, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Frank H. Hurd, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, Charles H. Joyce, John A. Kasson, Edward C. Kehr, William D. Kelley, Alanson M. Kimball, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, J. V. Le Moyne, William M. Levy, Burwell B. Lewis, John K. Luttrell, John R. Lynch, William P. Lynde, L. A. Mackey, Henry S. Magoon, Clinton D. MacDougall, George W. McCrary, James W. McDill, William McFarland, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Milliken, Roger Q. Mills, Hernando D. Money, James Monroe, Charles H. Morgan, William R. Morrison, William Mutchler, Charles E. Nash, Lawrence T. Neal, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, Henry B. Payne, James Phelps, John F. Philips, Henry L. Pierce, William A. Piper, Harris M. Plaisted, Thomas C. Platt, Earley F. Poppleton, Allen Potter, Joseph Powell, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, John H. Reagan, John Reilly, Americus V. Rice, Haywood Y. Riddle, John Robbins, William M. Robbins, Charles B. Roberts, Milton S. Robinson, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, Milton Saylor, Alfred M. Scales, Gustave Schleicher, John G. Schumaker, Julius H. Seelye, James Sheakley, Otho R. Singleton, Clement H. Sinnickson, Robert Smalls, A. Herr Smith, William E. Smith, Milton I. Southard, William A. J. Sparks, William M. Springer, William H. Stanton, Horace B. Strait, William S. Stenger, Adlai E. Stevenson, William H. Stoue, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, William Terry, Charles P. Thompson, Philip F. Thomas, Jacob M. Thornburgh, James W. Throckmorton, Martin I. Townsend, Washington Townsend, John R. Tucker, John Q. Tufts, Jacob Turney, Nelson H. Van Vorhes, John L. Vance, Robert B. Vance, Alfred M. Waddell, John T. Wait, Henry Waldron, Charles C. B. Walker, Gilbert C. Walker, Alexander S. Wallace, John W. Wallace, Ansel T. Walling, William Walsh, Elijah Ward, Levi Warner, William W. Warren, Henry Watterson, Erastus Wells, John D. White, John O. Whitehouse, Richard H. Whiting, Washington C. Whitthorne, Peter D. Wigginton, Scott Wike, George Willard, Andrew Williams, Alpheus S. Williams, Charles G. Williams, James Williams, Jere N. Williams, William B. Williams, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, James Wilson, Alan Wood, jr., Fernando Wood, Laurin D. Woodworth, Casey Young.

The following-named members voted for Mr. James A. Garfield:

For Mr. GARFIELD: Messrs. Josiah G. Abbott, Charles H. Adams, Lucien L. Ainsworth, William B. Anderson, Thomas S. Ashe, John D. C. Atkins, John C. Bagby, George A. Bagley, John H. Bagley, jr, John H. Baker, William H. Baker, Latimer W. Ballou, Nathaniel P. Banks, Henry B. Banning, George M. Beebe, Samuel N. Bell, Henry W. Blair, Richard I. Bland, James H. Blount, Andrew R. Boone, Taul Bradford,

Nathan B. Bradley, John M. Bright, John Young Brown, William R. Brown, Horatio C. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, John H. Caldwell, William P. Caldwell, Joseph G. Cannon, Thomas J. Cason, Lucien B. Caswell, Bernard G. Caulfield, Simeon B. Chittenden, John B. Clarke, John B. Clark, jr., Hiester Clymer, Francis D. Collins, Omar D. Conger, Jacob P. Cowan, Samuel S. Cox, William W. Crapo, Lorenzo Crounse, Augustus W. Cutler, Lorenzo Danford, Chester B. Darrall, John M. Davy, Rezin A. DeBolt, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Mark H. Dunnell, George H. Durand, Milton J. Durham, Benjamin T. Eames, John R. Eden, Albert G. Egbert, James L. Evans, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, William H. Forney, Greenbury L. Fort, Charles Foster, Benjamin J. Franklin, Benoni S. Fuller, Lucien C. Gause, Randall L. Gibson, John M. Glover, John R. Goodin, Thomas M. Gunter, Eugene Hale, Andrew H. Hamilton, Robert Hamilton, John Hancock, Jere Haralson, Augustus A. Hardenbergh, Benjamin W. Harris, Henry R. Harris, John T. Harris, Carter H. Harrison, William Hartzell, Robert A. Hatcher, Henry H. Hathorn, William S. Haymond, George W. Hendee, Thomas J. Henderson, Abram S. Hewitt, Goldsmith W. Hewitt, Benjamin H. Hill, George F. Hoar, Solomon L. Hoge, William S. Holman, Charles E. Hooker, George G. Hoskies, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, Charles H. Joyce, John A. Kasson, Edward C. Kehr, William D. Kelley, Alanson M. Kimball, Lucius Q. C. Lamar, Franklin Landers, George M. Landers, Lafayette Lane, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, J. V. Le Moine, William M. Levy, Burwell B. Lewis, John K. Luttrell, John R. Lynch, William P. Lynde, L. A. Mackey, Henry S. Magoon, Clinton D. MacDougall, George W. McCrary, James W. McDill, William McFarland, John A. McMahon, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Miliken, Roger Q. Mills, Hernando D. Money, James Monroe, Charles H. Morgan, William R. Morrison, William Mutchler, Charles E. Nash, Lawrence T. Neal, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, Addison Oliver, Charles O'Neill, John B. Packer, Horace F. Page, Henry B. Payne, James Phelps, John F. Phillips, Henry L. Pierce, William A. Piper, Harris M. Plaisted, Thomas C. Platt, Allen Potter, Joseph Powell, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, John H. Reagan, Haywood Y. Riddle, John Robbins, William M. Robbins, Milton S. Robinson, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, Milton Sayler, Alfred M. Scales, Gustave Schleicher, John G. Schumaker, Julius H. Seelye, James Sheakley, Otho R. Singleton, Clement H. Sinnickson, Robert Smalls, A. Herr Smith, William A. J. Sparks, William M. Springer, William H. Stanton, Horace B. Strait, Adlai E. Stevenson, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, Charles P. Thompson, Philip F. Thomas, Jacob M. Thornburgh, James W. Throckmorton, Martin I. Townsend, Washington Townsend, John R. Tucker, John Q. Tufts, Jacob Turney, Nelson H. Van Vorhes, Robert B. Vance, Alfred M. Waddell, John T. Wait, Henry Waldron, Charles C. B. Walker, Gilbert C. Walker, Alexander S. Wallace, John W. Wallace, William Walsh, Elijah Ward, Levi Warner, William W. Warren, Henry Watterson, Erastus Wells, G. Wiley Wells, John D. White, John O. Whitehouse, Richard H. Whiting, Washington C. Whitthorne, Peter D. Wigginton, Scott Wike, George Willard, Andrew Williams, Alpheus S. Williams, Charles G.

Williams, James Williams, Jere N. Williams, William B. Williams, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, James Wilson, Alan Wood, jr., Fernando Wood, Laurin D. Woodworth, Casey Young.

The following-named members voted for Mr. CHARLES FOSTER: Messrs. Cook, Hartridge, Hereford, Hopkins, and Roberts.

The following-named members voted for Mr. GEORGE W. MCCRARY: Messrs. Buckner, Candler, and William E. Smith.

The following-named members voted for Mr. GEORGE WILLARD: Mr. Henkle and Mr. John Reilly.

Mr. Hoge voted for Mr. ROGER Q. MILLS.

Mr. Hoge voted for Mr. JOSEPH C. S. BLACKBURN.

Mr. Hoge voted for Mr. OTHO R. SINGLETON.

Mr. Magoon voted for Mr. LYNDE.

Mr. Terry voted for Mr. MARTIN I. TOWNSEND.

Mr. Martin I. Townsend voted for Mr. WILLIAM TERRY.

Mr. G. Wiley Wells voted for Mr. FERNANDO WOOD.

RECAPITULATION.

Whole number of votes.....	266
Not voting.....	24
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	290
	<hr/>
George F. Hoar.....	264
Henry B. Payne.....	263
Eppa Hunton.....	263
Josiah G. Abbott.....	263
James A. Garfield.....	240
Charles Foster.....	5
George W. McCrary.....	3
George Willard.....	2
William P. Lynde.....	1
Fernando Wood.....	1
William Terry.....	1
Martin I. Townsend.....	1
Roger Q. Mills.....	1
Otho R. Singleton.....	1
Joseph C. S. Blackburn.....	1

On motion of Mr. Hoar,

Ordered, That the Clerk inform the Senate that the House of Representatives has chosen the following members to be members of the commission provided for in the act approved January 29, 1877, entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877:" Mr. George F. Hoar, Mr. Henry B. Payne, Mr. Eppa Hunton, Mr. Josiah G. Abbott, and Mr. James A. Garfield.

On motion of Mr. Payne,

Ordered, That the Speaker appoint two tellers on the part of the House of Representatives, as provided for in the aforesaid act.

Mr. Payne moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Lynde called up the motion to reconsider the vote by which the bill of the House (H. R. 3370) to amend the statutes in relation to dam-

ages for infringements of patents, and for other purposes; was ordered to be engrossed and read the third time;

When

Mr. Sampson raised the question of consideration.

The Speaker stated the question to be,

Will the House now consider the said motion?

And being put,

It was decided in the affirmative,	{	Yeas	141
		Nays	77
		Not voting	72

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. E. John Ellis	Mr. Edward C. Kehr	Mr. Milton Saylor
Thomas S. Ashe	Charles J. Faulkner	J. Proctor Knott	Alfred M. Scales
John D. C. Atkins	William H. Felton	Franklin Landers	Gustave Schleicher
John C. Bagby	William H. Forney	Lafayette Lane	John G. Schumaker
George A. Bagley	Greenbury L. Fort	William Lawrence	James Sheakley
Samuel N. Bell	Benjamin J. Franklin	J. V. Le Moine	Otho R. Singleton
Richard P. Bland	Benoni S. Fuller	William M. Levy	William A. J. Sparks
James H. Blount	Lucien C. Gause	Burwell B. Lewis	William M. Springer
Andrew R. Boone	John M. Glover	William P. Lynde	Horace B. Strait
Taul Bradford	John R. Goodin	Levi Maish	William S. Stenger
Nathan B. Bradley	Thomas M. Gunter	William McFarland	William H. Stone
John Young Brown	Andrew H. Hamilton	Edwin R. Meade	Thomas Swann
Aylett H. Buckner	Robert Hamilton	Henry B. Metcalfe	John K. Tarbox
Charles W. Buttz	John Hancock	Charles W. Milliken	Frederick H. Teese
George C. Cabell	Aug. A. Hardenbergh	Roger Q. Mills	William Terry
William P. Caldwell	Henry R. Harris	Hernando D. Money	Charles P. Thompson
Milton A. Candler	John T. Harris	Charles H. Morgan	Philip F. Thomas
Nathan T. Carr	Carter H. Harrison	William Mutchler	J. W. Throckmorton
George W. Cate	Julian Hartridge	Lawrence T. Neal	Jacob Turney
Bernard G. Caulfield	William Hartzell	William J. O'Brien	John L. Vance
Chester W. Chapin	Robert A. Hatcher	N. Holmes Odell	Alfred M. Waddell
John B. Clarke	William S. Haymond	Henry B. Payne	Charles C. B. Walker
John B. Clark, jr.	Thomas J. Henderson	John F. Philips	Gilbert C. Walker
Hester Clymer	Frank Hereford	William A. Piper	Ansel T. Walling
Francis D. Collins	Abram S. Hewitt	Early F. Poppleton	William Walsh
Philip Cook	Goldsmith W. Hewitt	Joseph Powell	Henry Watterson
Jacob P. Cowan	William S. Holman	David Rea	Erastus Wells
Samuel S. Cox	Charles E. Hooker	John H. Reagan	John O. Whitehouse
Joseph J. Davis	James H. Hopkins	Americus V. Rice	W. C. Whitthorne
Razin A. DeBolt	John F. House	Haywood V. Riddle	Alpheus S. Williams
Dudley C. Denison	Andrew Humphreys	John Robbins	James Williams
George G. Dibrrell	Eppe Hunton	Charles B. Roberts	Jere N. Williams
Mark H. Dunnell	Frank H. Hurd	Miles Ross	Benjamin A. Willis
Milton J. Durham	Frank Jones	Jeremiah M. Ruak	Benjamin Wilson
John R. Eden	Thomas L. Jones	John S. Savage	Casey Young.
Albert G. Egbert			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin W. Harris	Mr. Nelson I. Norton	Mr. Washing'n Townsend
Lucien L. Ainsworth	Henry H. Hathorn	Addison Oliver	John Q. Tufts
John H. Bagley, jr.	George W. Heudee	Charles O'Neill	Nelson H. Van Vorhes
John H. Baker	Solomon L. Hoge	John B. Packer	Robert B. Vance
Latimer W. Ballou	George G. Hoskins	James Phelps	John T. Wait
Nathaniel P. Banks	Jay A. Hubbell	Henry L. Pierce	Henry Waldron
Henry W. Blair	Morton C. Hunter	Harris M. Plaisted	Alexander S. Wallace
William R. Brown	Charles H. Joyce	Thomas C. Platt	John W. Wallace
John H. Burlingh	William D. Kelley	Allen Potter	Levi Warner
Joseph G. Cannon	Alanson M. Kimball	Henry O. Pratt	William W. Warren
Thomas J. Cason	George M. Landers	Joseph H. Rainey	John D. White
Omar D. Conger	Elbridge G. Lapham	William M. Robbins	Peter D. Wigginton
Augustus W. Cutler	E. W. Leavenworth	Milton S. Robinson	George Willard
Lorenzo Danford	John R. Lynch	Ezekiel S. Sampson	Andrew Williams
Chester B. Darrall	L. A. Mackey	Julius H. Seclye	William B. Williams
John M. Davy	Henry S. Magoon	A. Herr Smith	James Wilson
Benjamin T. Eames	C. D. MacDougall	William E. Smith	Alan Wood, jr.
Jesse J. Finley	James Monroe	William H. H. Stowell	William Woodburn
Engene Hale	Charles E. Nash	Jacob M. Thornburgh	L. D. Woodworth.
Jere Haralson			

Those not voting are—

Mr. William B. Anderson	Mr. John M. Bright	Mr. Alex. G. Cochrane	Mr. James L. Evans
William H. Baker	Horatio C. Burchard	William W. Crapo	David Dudley Field
Henry B. Banning	Samuel D. Burchard	Lorenzo Crounse	Edwin Flye
Lymon K. Bass	John H. Caldwell	David B. Culberson	Charles Foster
George M. Beebe	Alexander Campbell	Samuel A. Dobbins	Chapman Freeman
Joe C. S. Blackburn	Lucien B. Caswell	Beverly B. Douglas	William P. Frye
Archibald M. Bliss	Slimeon B. Chittenden	George H. Durand	James A. Garfield

Mr. Randall L. Gibson	Mr. Lucius Q. C. Lamar	Mr. William J. Purman	Mr. Martin I. Townsend
John Goode, jr.	Scott Lord	John Reilly	John R. Tucker
Charles Hays	John K. Luttrell	James B. Reilly	Elijah Ward
Ell J. Henkle	George W. McCrary	Sobieski Ross	G. Wiley Wells
Benjamin H. Hill	James W. McDill	C. H. Sinnickson	William A. Wheeler
George F. Hoar	John A. McMahon	William F. Slemmons	Richard H. Whiting
Stephen A. Hurlbut	Samuel F. Miller	Robert Smalls	Scott Wike
John A. Hyman	William R. Morrison	Milton I. Southard	Charles G. Williams
George A. Jenks	Jephtha D. New	William H. Stanton	William W. Wilshire
John A. Kasson	Horace F. Page	Alex. H. Stephens	Fernando Wood
William S. King	William A. Phillips	Adlai E. Stevenson	Jesse J. Yeates

So the House decided to now consider the said motion.

When,

On motion of Mr. Lynde, the said motion was laid on the table.

The bill, as heretofore ordered, was then read the third time, by its title,

When

Mr. Conger demanded the reading of the engrossed bill.

The bill being engrossed, was accordingly read the third time, by its title,

When

Mr. Conger withdrew the said demand.

The question was then put,

Shall the bill pass?

And it was decided in the affirmative.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3156) to perfect the revision of the Statutes of the United States.

The Senate have passed without amendment a bill of the House of the following title, viz:

H. R. 3367. An act to remove the charge of desertion from the military record of Alfred Rouland.

The Senate have passed bills of the following titles, viz:

S. 1139. An act to change the time of holding the October term of the United States district court for the district of Nebraska;

S. 1187. An act authorizing the Secretary of War to allow the interment in the National Cemetery at New Berne, in the State of North Carolina, of the remains of the late R. F. Lehman, lately a commissioner of the United States circuit court in the eastern district of North Carolina; in which I am directed to ask the concurrence of the House of Representatives.

A message in writing was received from the President of the United States, by Mr. Sniffin, one of his secretaries; which was handed in at the Speaker's table.

Also, a message in writing, which was handed in at the Clerk's desk, notifying the House that he did on the 26th instant approve and sign a joint resolution of the House of the following title, viz:

H. Res. 169. Joint resolution authorizing the Secretary of War to supply blankets to the reform-school in the District of Columbia.

Also, that he did this day approve and sign a bill of the House of the following title, viz:

H. R. 2461. An act for the relief of the Third United States Artillery,

who suffered by fire at Fort Hamilton, New York Harbor, on the 3d of March, 1875.

Also, that bills of the House of the following titles, presented to him on the 17th instant, not having been by him returned to the House of Representatives within the ten days prescribed by the Constitution, had become laws without his signature, viz :

H. R. 2300. An act granting a pension to Margaret C. Bell.

H. R. 2835. An act for the relief of R. J. Henderson, of Newton County, Missouri.

By unanimous consent, petitions asking for a sixteenth amendment to the Constitution of the United States prohibiting the several States from disfranchising United States citizens on account of sex; which were severally referred to the Committee on the Judiciary, viz :

By Mr. Banks : Of citizens of Massachusetts.

By Mr. Lane : Of citizens of Oregon.

By Mr. Waldron : Of citizens of Michigan.

By Mr. Hendee : Of citizens of Vermont.

By Mr. Springer : Of citizens of Illinois.

By Mr. Blair : Of citizens of New Hampshire.

By Mr. Bland : Of citizens of Missouri.

By Mr. Warner : Of citizens of Connecticut.

By Mr. O'Neill : Of citizens of Pennsylvania.

Mr. Cox, by unanimous consent, submitted the following resolution ; which was read and referred to the Committee on the Judiciary, not to be brought back into the House on a motion to reconsider, viz :

Resolved, That the Judiciary Committee be directed to take into consideration the propriety of reporting a bill or an amendment to the Constitution, if necessary, providing for the decision of any questions which may arise as to the regularity and authenticity of the returns of the electoral votes for President and Vice-President of the United States, or the right of persons who gave the votes, or the manner in which they ought to be counted, and that such law or amendment provide for the jurisdiction as well as the course of proceeding in all cases of real controversy.

Mr. Levy, by unanimous consent, presented the memorial of the presidents of cotton exchange, chamber of commerce, banks, and insurance companies, praying for the passage of the bill granting aid to the Texas and Pacific Railway Company, and to make the New Orleans Pacific Railway a branch thereof; which was referred to the Committee on the Pacific Railroad and ordered to be printed.

Mr. Hale, by unanimous consent, introduced a bill (H. R. 4557) for the relief of John A. Darling; which was read twice, referred to the Committee on Military Affairs, and ordered to be printed.

A message from the Senate, by Mr. Gorham, its Secretary :

Mr. Speaker : The Senate have appointed, by a *vice voce* vote, as the five Senators to be members of the commission provided for in the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, Mr. Edmunds, Mr. Frelinghuysen, Mr. Morton, Mr. Thurman, and Mr. Bayard.

The Senate have adopted the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz :

Resolved by the Senate, (the House of Representatives concurring,) That the Sergeants-at-Arms of the Senate and House of Representatives respectively be, and they are hereby, authorized each to appoint fifty men

to serve as a special police at the Capitol during the canvassing of the votes for President and Vice-President, or for such portion of said time as they shall deem necessary, said special police to be paid equally from the contingent-funds of the Senate and House of Representatives.

The Speaker announced as the regular order of business the consideration of the report of the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, the pending question being the adoption of the resolutions submitted by Mr. Horatio C. Burchard as a substitute for the resolutions reported by the said committee.

When

Mr. Knott, as a question of privilege, called up the report of the Committee on the Judiciary on the credentials of James B. Belford, claiming a seat in this House as a Representative from the State of Colorado, the pending question being on the adoption of the following resolution, viz:

Resolved, That Colorado is a State in this Union, and that James B. Belford, Representative-elect from said State, be sworn and admitted to his seat as such.

The House having proceeded to its consideration,

After debate,

Mr. Mills, at 4 o'clock and 30 minutes p. m., moved that the House adjourn.

Pending which,

By unanimous consent, leave of absence was granted to Mr. Roberts for one day.

By unanimous consent, leave was granted to withdraw from the files of the House papers in the following cases:

To Mr. Hardenbergh, in the case of Mary H. Noonan; and

To Mr. MacDougall, in the case of John Amahaie.

And then

The motion of Mr. Mills was agreed to, and the House accordingly adjourned.

WEDNESDAY, JANUARY 31, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: A copy of the proceedings in information in nature of *quo warranto* in the case of The State of Florida *ex rel.* Wilkinson Call *et als.* vs. Charles H. Pearce *et al.*;

Also, an authenticated copy of an act passed by the legislature of Florida entitled "An act to declare and establish the appointment by the State of Florida of electors of President and Vice-President;" to the Committee on the Recent Election in Florida.

By Mr. George A. Bagley: The petition of citizens of Herkimer County, New York, for the repeal of the statute limiting the time for applications for pensions;

By Mr. John H. Baker: The petition of Elmore Wyatt and others, of De Kalb County, Indiana, that pensioners receive pensions from the date of their discharge from the Army;

By Mr. Bradley: The petition of T. W. Nevins and 60 other citizens of Michigan, of similar import;

to the Committee on Invalid Pensions.

By Mr. Crounse: The petition of citizens of Nebraska, for a post-route from Plum Creek to New Helena, Nebraska;

Also, the petition of A. D. Williams and others, for a post-route from Kenesaw to Riverton, Nebraska;

By Mr. De Bolt: The petition of R. G. Whetmore and 44 other persons of Hamilton, Caldwell County, Missouri, for cheap telegraphy;

By Mr. Fort: The petition of O. A. Corwin and 300 other citizens of Ford County, Illinois, for cheap telegraphy;

to the Committee on the Post-Office and Post-Roads.

By Mr. Gause: The petition of the trustees and superintendent of the Institute for the Blind at Little Rock, Arkansas, that an appropriation be made in aid of the printing-house for the blind at Louisville, Kentucky, to the Committee on Education and Labor.

By Mr. Hartzell: The petition of William H. Conner and 29 other citizens of Randolph County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. House: Memorial of the Historical Society of Tennessee, that Congress purchase the papers of the General Count de Rochambeau, to the Joint Committee on the Library.

By Mr. Hunter: The petition of citizens of Indiana, that Congress fix a uniform rate of interest upon money throughout the United States, not exceeding 6 per cent. per annum, to the Committee on Banking and Currency.

By Mr. Kimball: The petition of James H. Marsh and 15 others, that the statute limiting the time for applications for pensions and preventing the payment of arrears of pension be removed;

By Mr. Lord: Two petitions, signed by Henry W. Renell and others and A. A. Smith and others, of New York, of similar import;

to the Committee on Invalid Pensions.

Also, two petitions of James C. Knox, A. B. Green, Daniel Eaton, J. W. Bates, and others, and Silas L. Snyder, George W. Brown, Alexander H. Campbell, O. S. Kenyon, and others, of New York, for cheap telegraphy;

By Mr. Morgan: The petition of M. A. Gill, J. M. Gill, and 20 other citizens of Sarcouxie, Jasper County, Missouri, of similar import;

By Mr. New: The petition of citizens of Indiana, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: The petition of citizens of Philadelphia, for the repeal of the law limiting the time for applications for pensions and preventing the payment of arrears of pension, to the Committee on Invalid Pensions.

By Mr. Page: Memorial of Ed. F. Tyler, of Sacramento, California, that soldiers be granted additional bounty-land warrants, to the Committee on the Public Lands.

By Mr. William M. Robbins: The petition of citizens of North Carolina, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Walsh: The petition of Enos Ray, Alfred Ray, B. C. King, Henry Hoyle, J. W. Barker, W. B. Beall, and A. G. Osborn, trustees of Emory church, Brightwood, D. C., for compensation for use and occupation of said church property by the United States Army and for wood taken and used by said Army, to the Committee on War-Claims.

By Mr. Erastus Wells: Remonstrance of citizens of Missouri, against granting permission to build a bridge over the Missouri River at or near Glasgow, to the Committee on Commerce.

By Mr. Andrew Williams: The petition of E. W. Hunt, M. N. Nichols, and others, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

The Speaker laid before the House the following communication, viz :
To the Speaker of the House of Representatives of the United States :

Pursuant to the provisions of the second section of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, the undersigned, associate justices of the Supreme Court of the United States assigned to the first, third, eighth, and ninth circuits, respectively, have this day selected Hon. Joseph P. Bradley, the associate justice assigned to the fifth circuit, to be a member of the commission constituted by said act.

Respectfully submitted.

NATHAN CLIFFORD,
 SAM. J. MILLER,
 STEPHEN J. FIELD,
 W. STRONG,

*Associate Justices of the Supreme Court of
 the United States assigned respectively to the
 First, Third, Eighth, and Ninth Circuits.*

WASHINGTON, January 30, 1877.

On motion of Mr. James Wilson, the following resolution heretofore received from the Senate, was taken from the Speaker's table and the said resolution concurred in, viz :

Resolved by the Senate, (the House of Representatives concurring,) That the Sergeants-at-Arms of the Senate and House of Representatives respectively be, and they are hereby, authorized each to appoint fifty men to serve as a special police at the Capitol during the canvassing of the votes for President and Vice-President, or for such portion of said time as they shall deem necessary, said special police to be paid equally from the contingent-funds of the Senate and of the House of Representatives.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Wilson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Cox, from the Committee on Rules, reported the following resolution; which was read, considered, and agreed to, viz :

Resolved, That during the counting of the votes for President and Vice-President no person besides those who now have the privilege of the floor of the House of Representatives shall be admitted to that portion of the Capitol set apart for the use of the House and its officers, except upon tickets to be issued by the President of the Senate and the Speaker of the House of Representatives, and that the tickets to be issued under this resolution shall be distributed under the direction of the Committees on Rules of the two houses.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, resolutions were submitted, read, considered, and agreed to, viz :

By Mr. Hunton :

Resolved, That the members of the commission on the part of the House of Representatives appointed under provisions of the bill entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for

the term commencing March 4, A. D. 1877," have permission to sit as members of said commission during the sessions of this House.

By Mr. Milliken :

Resolved, That the testimony taken by the select committee of the House investigating the affairs of the board of police of the District of Columbia be printed and recommitted.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Mr. Hunton, by unanimous consent, from the Committee on the Judiciary, to which were referred bills of the House of the following titles, with amendments of the Senate thereto, reported the same with the recommendation that the said amendments be concurred in, viz :

H. R. 1558. An act to remove the legal and political disabilities of Robert Ransom, of Virginia.

H. R. 2736. An act to remove the political disabilities of N. H. Van Zandt, of Virginia.

The House having proceeded to their consideration,

The said amendments were severally agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hunton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Mr. Hancock, by unanimous consent, from the Committee of Ways and Means, to which was referred the bill of the House (H. R. 1747) for the relief of Thomas Kearney, collector of customs for the district of Corpus Christi, submitted a report in writing thereon ; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House upon a motion to reconsider.

Mr. Garfield, by unanimous consent, introduced a bill (H. R. 4558) to provide for the more thorough investigation of accidents on railroads ; which was read twice, ordered to be printed, and referred to the Committee on Railways and Canals, with leave to report thereon at any time.

The regular order being demanded, the Speaker announced as the regular order of business the further consideration of the following resolution reported from the Committee on the Judiciary, pending at the time of adjournment on yesterday, viz :

Resolved, That Colorado is a State in the Union, and that James B. Belford, Representative-elect from said State, be sworn and admitted to a seat as such.

After debate,

Mr. Knott demanded the previous question ; which was seconded and the main question ordered.

And being put,

First upon the amendment, in the nature of a substitute, submitted by Mr. Hurd, on behalf of the minority of the said committee, for the said resolution,

It was disagreed to.

The question then recurring on the adoption of the said resolution,

The same was agreed to.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

The said James B. Belford thereupon appeared, and having taken the oath of office prescribed by section 1756 of the Revised Statutes of the

United States, took his seat in the House as a Representative from the State of Colorado.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring,) That during the counting of the votes for President and Vice-President no persons besides those who now have the privilege of the floor of the House of Representatives shall be admitted to the south wing of the Capitol extension, except upon tickets to be issued by the President of the Senate and Speaker of the House; and the tickets as assigned by the Committees on Rules of the Senate and House of Representatives to be issued to Senators and Representatives and others shall be distributed by the Sergeants-at-Arms of the Senate and House of Representatives.

Subsequently,

On motion of Mr. Cox, by unanimous consent, the said resolution was taken from the Speaker's table and concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Durham, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3156) to correct errors and to supply omissions in the Revised Statutes of the United States, submitted a report thereon; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 3156) to perfect the revision of the Statutes of the United States, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its disagreement to amendments numbered 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 18, 19, 20, and 21, and agree to the same.

That the Senate recede from its amendments numbered 4, 15, and 17.

M. J. DURHAM,

S. N. BELL,

D. C. DENISON,

Managers on the part of the House.

GEORGE S. BOUTWELL,

I. P. CHRISTIANCY,

WILLIAM A. WALLACE,

Managers on the part of the Senate.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Durham moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, by unanimous consent, from the Committee on the Judiciary, submitted the following resolution; which was read, considered, and agreed to, viz:

Whereas E. W. Barnes has delivered to the select committee, of which Hon. W. R. Morrison is chairman, the telegrams in his possession, in pursuance of the order of this House:

Resolved, That said Barnes be, and he is hereby, discharged from custody.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House the following letter; which was read and ordered to lie on the table, viz:

HOUSE OF REPRESENTATIVES, DISTRICT OF COLUMBIA,
January 31, 1877.

SIR: I hereby tender my resignation as a Representative in the Forty-fourth Congress from the third congressional district of West Virginia.

Very respectfully,

FRANK HEREFORD.

Hon. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. Waldron, from the Committee on Appropriations, reported a bill (H. R. 4559) making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and prior years, and for other purposes; which was read twice, committed to the Committee of the Whole House on the state of the Union, made the special order therein for Saturday next after the morning hour, and from day to day thereafter until disposed of, and ordered to be printed.

Mr. James Wilson reserved all points of order on the said bill.

Mr. Waldron, by unanimous consent, from the Committee on Appropriations, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Appropriations be discharged from further consideration of so much of the letter of the Secretary of the Treasury, transmitting estimates of appropriations required by the various Departments for the fiscal year ending June 30, 1877, and prior years, as relates to the surveying of the public lands and to Indian affairs, and that the same be referred to the Committee of Claims.

On motion of Mr. Clymer, by unanimous consent, the bill of the House (H. R. 4306) making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes, with the amendments of the Senate thereto, were taken from the Speaker's table and referred to the Committee on Appropriations.

Mr. Holman, at 4 o'clock and 39 minutes p. m., moved that the House take a recess until 7½ o'clock p. m.

Pending which,

Mr. Page, at 4 o'clock and 40 minutes p. m., moved that the House adjourn; which motion was disagreed to.

The question then recurring on the motion of Mr. Holman, the same was agreed to, and the House accordingly took a recess until 7 o'clock and 30 minutes p. m.

AFTER THE RECESS.

The regular order being demanded, the Speaker announced as the regular order of business the consideration of the report of the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice President of the United States, and the pending question the adoption of the resolutions submitted by Mr. Horatio C. Burchard, on behalf of the minority, as a substitute for the resolutions reported by the committee.

Pending which,

On motion of Mr. Holman, the further consideration of the said report was postponed until Monday next.

On motion of Mr. Goodin, the Committee of the Whole House on the state of the Union was discharged from the further consideration of the bill of the Senate (S. 619) to carry out in part the provisions of the act entitled "An act to abolish the tribal relations of the Miami Indians, and for other purposes," approved March 3, 1873, and the same was re-committed to the Committee on Indian Affairs.

On motion of Mr. Throckmorton, by unanimous consent, the bill of the House (H. R. 4532) to provide for fixing the rates and charges for freight and passengers passing over the bridge constructed across the Missouri River at Omaha, Nebraska, on the line of the Union Pacific Railroad, was made a special order in the Committee of the Whole House on the state of the Union for Tuesday next, after the morning hour, and from day to day thereafter until disposed of, not to interfere with the general appropriation bills.

Mr. Throckmorton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House a letter from the Secretary of War in relation to the claim of T. E. Mally; which was referred to the Committee on Military Affairs.

The Speaker having proceeded, as the regular order of business, to call the committees for reports,

Mr. Thomas, from the Committee on the Pacific Railroad, to which was referred the bill of the Senate (S. 146) extending the time for the completion of the Oregon Central Railroad and Telegraph Line from Portland to Astoria and McMinnville, in the State of Oregon, reported the same with an amendment.

The House proceeded to its consideration,

When

Mr. Holman made the point of order that the bill must receive its first consideration in a committee of the whole House.

The Speaker sustained the point of order, and the bill and amendment were accordingly committed to the Committee of the Whole House on the state of the Union and ordered to be printed.

Mr. John F. Philips moved that the Committee on Appropriations, to which was referred Ex. Doc. 151, first session Forty-fourth Congress, be discharged from the further consideration of so much of the same as relates to the surveying of the public lands and to Indian affairs, and that the same be referred to the Committee of Claims,

When

Mr. Conger demanded the reading of the said document.

Pending which,

The morning hour expired.

Mr. Cox moved that the House proceed to dispose of business on the Speaker's table.

Pending which,

Mr. Foster, at 8 o'clock and 40 minutes p. m., moved that the House adjourn.

Pending which,

Mr. G. Wiley Wells moved that when the House adjourns it adjourn until Friday next.

Mr. Cox made the point of order that the motion of Mr. Wells was not in order, being in violation of a law of Congress.

The Speaker sustained the point of order, and refused to entertain the said motion.

From which decision of the Chair Mr. Page appealed.

Pending which,

Mr. Cox moved that the said appeal be laid on the table.

Mr. Page demanded the yeas and nays on the said motion.

And the question being put,

The yeas and nays were ordered.

Pending which,

Mr. James Wilson moved to reconsider the vote by which the yeas and nays were ordered on the motion of Mr. Cox.

And the question being put,

Will the House reconsider the said vote?

It was decided in the negative	{	Yeas.....	25
		Nays.....	188
		Not voting	77

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Lorenzo Crounse	Mr. Franklin Landers	Mr. Addison Oliver
John H. Bagley, jr.	David B. Culberson	James W. McDill	Haywood Y. Riddle
Latimer W. Ballou	Mark H. Dunnell	Samuel F. Miller	John Q. Taft
Henry W. Blair	David Dudley Field	James Monroe	John W. Wallace
Horatio C. Burchard	Charles Foster	William Mutchler	G. Wiley Wells
Charles W. Butts	Abram S. Hewitt	William J. O'Brien	Andrew Williams.
George W. Cate			

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Albert G. Egbert	Mr. Elbridge G. Lapham	Mr. Milton I. Southard
Charles H. Adams	E. John Ellis	William Lawrence	William A. J. Sparks
Thomas S. Ashe	Charles J. Faulkner	Burwell B. Lewis	William M. Springer
John D. C. Atkins	William H. Felton	Scott Lord	William H. Stanton
John C. Bagby	Jesse J. Finley	John K. Luttrell	William S. Stenger
George A. Bagley	Edwin Flye	John R. Lynch	Adlai E. Stevenson
John H. Baker	William H. Forney	William P. Lynde	William H. Stone
Henry B. Banning	Greenbury L. Fort	L. A. Mackey	Thomas Swann
George M. Beebe	Benjamin J. Franklin	Levi Maish	John K. Tarbox
James B. Belford	Benoni S. Fuller	C. D. MacDougall	Frederick H. Teese
Samuel N. Bell	Lucien C. Ganse	George W. McCrary	William Terry
Jos. C. S. Blackburn	John M. Glover	William McFarland	Charles P. Thompson
Richard P. Bland	John R. Goodin	John A. McMahon	Philip F. Thomas
Archibald M. Bliss	Thomas M. Gunter	Henry B. Metcalfe	Jacob M. Thornburgh
James H. Blount	Andrew H. Hamilton	Charles W. Milliken	Martin I. Townsend
Andrew R. Boone	Robert Hamilton	Roger Q. Mills	Washington Townsend
Taul Bradford	John Hancock	Hernando D. Money	John R. Tucker
Nathan B. Bradley	Jere Haralson	Charles H. Morgan	Jacob Turney
John Young Brown	Aug. A. Hardenbergh	Charles E. Nash	John L. Vance
Aylett H. Buckner	Benjamin W. Harris	Lawrence T. Neal	Robert B. Vance
Samuel D. Burchard	Henry R. Harris	Jeptha D. New	Alfred M. Waddell
John H. Burleigh	John T. Harris	Charles O'Neill	John T. Wait
George C. Cabell	Julian Hartridge	John B. Packer	Henry Waldron
John H. Caldwell	William Hartzell	Horace F. Page	Charles C. B. Walker
William P. Caldwell	Robert A. Hatcher	John F. Philips	Gilbert C. Walker
Milton A. Candler	Henry H. Hathorn	Henry L. Pierce	Alexander S. Wallace
Joseph G. Cannon	William S. Haymond	Earley F. Poppleton	William Walsh
Lucien B. Caswell	Thomas J. Henderson	Allen Potter	Elijah Ward
Bernard G. Caulfield	Eli J. Henkle	Henry O. Pratt	Levi Warner
John B. Clarke	Goldsmith W. Hewitt	Joseph H. Rainey	William W. Warren
John B. Clark, jr.	Benjamin H. Hill	David Rea	Erastus Wells
Heister Clymer	William S. Holman	John H. Reagan	John O. Whitehouse
Alex. G. Cochrane	Charles E. Hooker	John Reilly	W. C. Whitthorne
Francis D. Collins	James H. Hopkins	Americus V. Rice	Peter D. Wigginton
Omar D. Conger	John F. House	John Robbins	George Willard
Philip Cook	Jay A. Hubbell	William M. Robbins	Alpheus S. Williams
Jacob P. Cowan	Andrew Humphreys	Milton S. Robinson	James Williams
Samuel S. Cox	Eppa Hunton	Miles Ross	Jere N. Williams
Augustus W. Cutler	Frank H. Hurd	Ezekiel S. Sampson	William B. Williams
Joseph J. Davis	George A. Jenks	John S. Savage	Benjamin A. Willis
Rezin A. DeBolt	Frank Jones	Alfred M. Scales	William W. Wilshire
George G. Dibrell	Thomas L. Jones	Gustave Schleicher	Benjamin Wilson
Samuel A. Dobbinas	Edward C. Kehr	James Sheakley	James Wilson
Beverly B. Douglas	Alanson M. Kimball	Otho R. Singleton	Alan Wood, jr.
Milton J. Durham	J. Proctor Knott	Robert Smalls	Fernando Wood
Benjamin T. Eames	Lucius Q. C. Lamar	A. Herr Smith	L. D. Woodworth
John R. Eden	George M. Landers	William E. Smith	Casey Young.

Those not voting are—

Mr. William B. Anderson	Mr. James A. Garfield	Mr. J. V. Le Moyne	Mr. Milton Sayler
William H. Baker	Randall L. Gibson	William M. Levy	John G. Schumaker
Nathaniel P. Banks	John Goode, jr	Henry S. Magoon	Julius H. Seelye
Lyman K. Bass	Eugene Hale	Edwin R. Meade	C. H. Sinnamon
John M. Bright	Carter H. Harrison	William R. Morrison	William F. Simons
William R. Brown	Charles Hays	Nelson I. Norton	Horace B. Strait
Alexander Campbell	George W. Hendee	N. Holmes Odell	Alex. H. Stephens
Nathan T. Carr	George F. Hoar	Henry B. Payne	William H. H. Stowell
Thomas J. Cason	Solomon L. Hoge	James Phelps	J. W. Throckmorton
Chester W. Chapin	George G. Hoskins	William A. Phillips	Nelson H. Van Vorhes
Simeon B. Chittenden	Morton C. Hunter	William A. Piper	Ansel T. Walling
William W. Crapo	Stephen A. Hurlbut	Harris M. Plaisted	Henry Watterson
Lorenzo Danford	John A. Hyman	Thomas C. Platt	William A. Wheeler
Chester B. Darrall	Charles H. Joyce	Joseph Powell	John D. White
John M. Davy	John A. Kasson	William J. Purman	Richard H. Whiting
Dudley C. Denison	William D. Kelley	James B. Reilly	Scott Wike
George H. Durand	William S. King	Charles B. Roberts	Charles G. Williams
James L. Evans	Lafayette Lane	Sobieski Ross	William Woodburn
Chapman Freeman	E. W. Leavenworth	Jeremiah M. Rusk	Jesse J. Yeates
William P. Frye			

So the motion to reconsider was not agreed to.

The question then recurred on the motion of Mr. Cox to lay on the table the appeal of Mr. Page from the decision of the Chair;

When

Mr. Cox withdrew the said motion.

Mr. Thompson, from the Select Committee on the Recent Election in the State of Florida, as a question of privilege, submitted a report in writing thereon.

Mr. Conger made the point of order that the said report was not in order pending a motion to adjourn.

The Speaker ruled that the motion of Mr. Cox having been withdrawn, all incidental questions fell with such withdrawal, and that the motion to adjourn being incidental or subordinate to the said motion of Mr. Cox, fell with such withdrawal.

Mr. Page and other members appealed from this decision of the Chair.

The Speaker held the appeal to be not in order, and refused to entertain the same, holding that the gentleman from Massachusetts (Mr. Thompson) having been recognized to make a report of a high privilege, was entitled to the same and could not be deprived of it or interrupted, except with his consent.

The Clerk having proceeded to read the report,

Mr. Page demanded that it should be read by Mr. Thompson.

Whereupon Mr. Thompson proceeded to read the same.

Mr. Page, at 10 o'clock and 10 minutes p. m., moved that the House adjourn.

And the question being put,

It was decided in the negative,	Yeas	46
	Nays	143
	Not voting	101

The yeas and nays being demanded by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Mark H. Dunnell	Mr. C. D. MacDougall	Mr. A. Herr Smith
John C. Bagby	Edwin Flye	George W. McCrary	Martin I. Townsend
George A. Bagley	Greenbury L. Fort	Samuel F. Miller	Washington Townsend
John H. Baker	Charles Foster	James Monroe	John Q. Tufts
Latimer W. Ballou	Jere Haralson	Addison Oliver	Henry Waldron
James B. Belford	Benjamin W. Harris	Charles O'Neill	John W. Wallace
Nathan B. Bradley	Henry H. Hathorn	Horace F. Page	G. Wiley Wells
Horatio C. Burchard	Jay A. Hubbell	Henry L. Pierce	Andrew Williams
Joseph G. Cannon	Alanson M. Kimball	Henry O. Pratt	William B. Williams
Omar D. Conger	Ellbridge G. Lapham	Milton S. Robinson	James Wilson
Lorenzo Crounse	William Lawrence	Ezekiel S. Sampson	Alan Wood, jr.
Samuel A. Dobbins	John R. Lynch	Robert Smalls	

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. John D. C. Atkins	Mr. Samuel N. Bell	Mr. Archibald M. Bliss
Lucien L. Ainsworth	John H. Bagley, jr.	Jos. C. S. Blackburn	James H. Blount
Thomas S. Ashe	Henry B. Banning	Richard P. Bland	Andrew R. Boone

Mr. Tani Bradford	Mr. Benjamin J. Franklin	Mr. William M. Levy	Mr. William E. Smith
John Young Brown	Benoni S. Fuller	Burwell B. Lewis	Milton I. Southard
Aylett H. Buckner	Lucien C. Gause	Scott Lord	William A. J. Sparks
Samuel D. Burchard	John M. Glover	William P. Lynde	William M. Springer
George C. Cabell	John R. Goodin	L. A. Mackey	William H. Stanton
John H. Caldwell	Thomas M. Gunter	Levi Maish	William S. Stenger
William P. Caldwell	Andrew H. Hamilton	William McFarland	Adlai E. Stevenson
Milton A. Candler	Aug. A. Hardenbergh	John A. McMahon	William H. Stone
Nathan T. Carr	Henry R. Harris	Henry B. Metcalfe	Thomas Swann
George W. Cate	John T. Harris	Charles W. Milliken	Frederick H. Teese
John B. Clarke	Julian Hartridge	Roger Q. Mills	William Terry
John B. Clark, Jr.	William Hartsell	Hernando D. Money	Charles P. Thompson
Hester Clymer	Robert A. Hatcher	Charles H. Morgan	Philip F. Thomas
Alex. G. Cochran	William S. Haymond	William Mutchler	J. W. Throckmorton
Francis D. Collins	Eli J. Henkle	Lawrence T. Neal	John R. Tucker
Philip Cook	Abram S. Hewitt	Jeptha D. New	Jacob Tarney
Jacob P. Cowan	Goldsmith W. Hewitt	William J. O'Brien	John L. Vance
Samuel S. Cox	Benjamin H. Hill	John F. Phillips	Robert B. Vance
David B. Culbertson	William S. Holman	Earley F. Poppleton	Charles C. B. Walker
Augustus W. Cutler	Charles E. Hooker	Allen Potter	Gilbert C. Walker
Joseph J. Davis	James H. Hopkins	Joseph Powell	Ansel T. Walling
Ezin A. DeBolt	John F. House	David Rea	William Walsh
George G. Dibrell	Andrew Humphreys	John Reilly	Elijah Ward
Beverly B. Douglas	Eppa Hunton	Americus V. Rice	Levi Warner
George H. Durand	Frank H. Hurd	Haywood Y. Riddle	William W. Warren
Milton J. Durham	George A. Jenks	John Robbins	Erastus Wells
John R. Eden	Frank Jones	William M. Robbins	John O. Whitehouse
Albert G. Egbert	Edward C. Kehr	Miles Ross	W. C. Whitthorne
E. John Ellis	Lucius Q. C. Lamar	John S. Savage	Alpheus S. Williams
Charles J. Faulkner	Franklin Landers	Milton Saylor	James Williams
William H. Felton	George M. Landers	Alfred M. Scales	Jere N. Williams
Jesse J. Finley	Lafayette Lane	Gustave Schleicher	Benjamin A. Willis
William H. Forney	J. V. Le Moyne	James Sheakley	Benjamin Wilson.

Those not voting are—

Mr. William R. Anderson	Mr. William P. Frye	Mr. Henry S. Magoon	Mr. William F. Slemmons
William H. Baker	James A. Garfield	James W. McDill	Horace B. Strat
Nathaniel P. Banks	Randall L. Gibson	Edwin R. Mcade	Alex. H. Stephens
Lyman K. Bass	John Goode, Jr.	William R. Morrison	William H. L. Stowell
George M. Beebe	Eugene Hale	Charles E. Nash	John K. Tarbox
Henry W. Blair	Robert Hamilton	Nelson I. Norton	Jacob M. Thornburgh
John M. Bright	John Hancock	N. Holmes Odell	Nelson H. Van Vorhes
William R. Brown	Carter H. Harrison	John B. Packer	Alfred M. Waddell
John H. Burleigh	Charles Hays	Henry B. Payne	John T. Wait
Charles W. Butts	George W. Hendee	James Phelps	Alexander S. Wallace
Alexander Campbell	Thomas J. Henderson	William A. Phillips	Henry Watterson
Thomas J. Cason	George F. Hoar	William A. Piper	William A. Wheeler
Lucien B. Caswell	Solomon L. Hoge	Harris M. Plaisted	John D. White
Bernard G. Canfield	George G. Hoskins	Thomas C. Platt	Richard H. Whiting
Chester W. Chapin	Morton C. Hunter	William J. Purman	Peter D. Wigginton
Simeon B. Chittenden	Stephen A. Hurlbut	Joseph H. Rainey	Scott Wike
William W. Crapo	John A. Hyman	John H. Reagan	George Willard
Lorenzo Danford	Thomas L. Jones	James B. Reilly	Charles G. Williams
Chester B. Darrall	Charles H. Joyce	Charles B. Roberts	William W. Wilshire
John M. Davy	John A. Kasson	Sobieski Ross	Fernando Wood
Dudley C. Denison	William D. Kelley	Jeremiah M. Rusk	William Woodburn
Benjamin T. Eames	William S. King	John G. Schumaker	L. D. Woodworth
James L. Evans	J. Proctor Knott	Julius H. Seelye	Jesse J. Yeates
David Dudley Field	E. W. Leavenworth	Otho R. Singleton	Casey Young.
Chapman Freeman	John K. Luttrell	C. H. Sinnickson	

So the House refused to adjourn.

Mr. Page moved that the House take a recess until 10½ o'clock a. m. to-morrow; which motion was disagreed to.

And then,

On motion of Mr. Crounse, at 10 o'clock and 40 minutes p. m., the House adjourned.

THURSDAY, FEBRUARY 1, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Ainsworth: Protest of the Board of Trade of Dubuque, against the passage of the bill imposing a capitation tax on immigrants, to the Committee on Commerce.

By Mr. Cutler: Petition of citizens of Baltimore, Maryland, for a commission of inquiry concerning the alcoholic-liquor traffic, to the Committee on the Judiciary.

By Mr. Danford: The petition of T. A. Scott and 16 others, of Ohio, for cheap telegraphy;

By Mr. Denison: The petition of E. W. Wilson and others, of similar import;

to the Committee on the Post-Office and Post-Roads.

Also, the petition of Frederick Billings and others, for a repeal of laws by which banks are taxed, to the Committee of Ways and Means.

By Mr. Foster: The petition of citizens of Ohio for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hoar: The petition of Andrew Parkhurst and others, of Rock-bottom, Massachusetts, for arrears of pension, to the Committee on Revolutionary Pensions.

By Mr. Sampson: The petition of W. R. McCully and 51 others, that pensioners be allowed arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 4473. An act for the relief of the destitute poor of the District of Columbia.

The Senate have passed the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring,) That the public proceedings of the Electoral Commission appointed under the act of Congress approved January 29, 1877, as taken down under the direction of the commission, be printed in the Congressional Record; and also that a number of copies of the same, equal to the number of copies of the Record and of uniform size therewith, be printed separately; 500 copies thereof for the use of the commission, and the residue for the use of the Senate and House of Representatives.

The Senate have appointed Mr. Sargent and Mr. Allison tellers on the part of the Senate to perform the duties required by the act approved January 29, 1877, entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."

Subsequently,

Another message from the Senate, by Mr. Gorham, its Secretary, announced that Mr. Ingalls had been appointed a teller to act in the place of Mr. Sargent, excused.

Mr. Page, at 12 o'clock and 38 minutes p. m., moved that the House take a recess until 12 o'clock and 55 minutes p. m.

Pending which,

The Speaker announced the appointment of Mr. Cook and Mr. Stone as tellers on the part of the House of Representatives to perform the duties required by the electoral law approved January 29, 1877.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker, by unanimous consent, laid before the House the following communication, viz:

WASHINGTON, *February 1, 1877.*

SIR: I have the honor to inform the House of Representatives that the commission constituted under the act of Congress approved January 29, 1877, entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," has met and, the members thereof having taken and subscribed the

oath prescribed by law, organized, and is now ready to proceed to the performance of its duties.

Very respectfully,

NATHAN CLIFFORD,
President of Commission.

Hon. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

The Speaker also, by unanimous consent, laid before the House the following resolution, heretofore received from the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring,) That the public proceedings of the Electoral Commission appointed under the act of Congress approved January 29, 1877, as taken down under the direction of the commission, be printed in the Congressional Record; and also that a number of copies of the same, equal to the number of copies of the Record, and of uniform size therewith, be printed separately, 500 copies thereof for the use of the commission and the residue for the use of the Senate and House of Representatives.

The House having proceeded to its consideration, the said resolution was, on motion of Mr. John L. Vance, concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Payne, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk inform the Senate that the House is now ready to receive that body for the purpose of proceeding to open and count the votes of the electors of the several States for President and Vice-President.

And then

The motion of Mr. Page was agreed to, and the House accordingly took a recess until 12 o'clock and 55 minutes p. m.

AFTER THE RECESS.

The hour of 1 o'clock p. m. (Thursday, February 1, 1877) having arrived,

The Senate attended in the hall of the House.

The President of the Senate took the Speaker's chair, as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," to open the certificates of the electors of the several States authorized to be represented in the electoral college for President and Vice-President of the United States for the term of four years commencing March 4, 1877.

The presiding officer, in conformity with the foregoing-named act, proceeded to open and hand to the tellers the certificates of the electors of the several States, in the alphabetical order thereof, beginning with the letter A;

And

The certificates from the States of Alabama, Arkansas, California, Colorado, Connecticut, and Delaware were then opened by the presiding officer, handed to and read by the tellers, and, there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Florida having been next opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-

President in the said State had been received by the President of the Senate.

All of the said certificates having been handed to the tellers and by them read,

Thereupon

Objections in writing were presented as follows, viz:

By Mr. David Dudley Field, a Representative from the State of New York:

The undersigned, Charles W. Jones, Senator of the United States from the State of Florida; Henry Cooper, Senator of the United States from the State of Tennessee; J. E. McDonald, Senator of the United States from the State of Indiana; David Dudley Field, Representative from the State of New York; J. Randolph Tucker, Representative from the State of Virginia; G. A. Jenks, Representative from the State of Pennsylvania, and William M. Springer, Representative from the State of Illinois, object to the counting of the votes of Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long as electors of President and Vice-President of the United States in, for, or on behalf of the State of Florida; and to the paper purporting to be a certificate of M. L. Stearns, as governor of the said State, that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were appointed electors in, for, or on behalf of the said State; and to the papers purporting to be the lists of votes cast by the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long for President and Vice-President of the United States; and to the votes themselves, for the reasons and upon the grounds following, among others—that is to say:

First. For that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were not appointed by the said State of Florida in such manner as its legislature had directed, or in any manner whatever, electors of President and Vice-President of the United States.

Second. For that Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock were appointed by the said State, in such manner as its legislature had directed, electors of President and Vice-President of the United States.

Third. The manner of appointing electors of President and Vice-President of the United States in, for, or on behalf of the State of Florida was by the votes of the qualified electors at a general election held in said State on the 7th day of November, 1876; and the qualified electors of the said State did, on the said 7th day of November, 1876, execute the power by appointing Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock to be such electors, which appointment gave to the appointees an irrevocable title that could not be changed, or set aside, or conferred on any other person.

Fourth. For that the pretended certificate, or paper purporting to be a certificate, signed by M. L. Stearns, as governor of the said State, of the appointment of the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long to be electors, was and is in all respects untrue, and was corruptly procured and made in pursuance of a conspiracy between the said M. L. Stearns, Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long, and other persons to these objectors unknown, with intent to deprive the people of the said State of the right to appoint electors, and to deprive Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock of their right to said office, and to assert and set up fictitious and unreal votes for President and Vice-President, and thereby to deceive the proper authorities of this Union.

Fifth. For that the said papers, falsely purporting to be the votes for President and Vice-President of the State of Florida, which are fictitious and unreal, and do not truly represent any votes or lawful acts, and are now here objected to, were made out and executed in pursuance of the same fraudulent conspiracy by the said persons; purporting to have cast said votes.

Sixth. For that the said pretended certificates, and the pretended lists of electors connected therewith, so made by the said M. L. Stearns, if the said certificates and lists ever had any validity, which these objectors deny, have been annulled and declared void by a subsequent lawful certificate of the executive of the State of Florida, duly and lawfully made, in which the said Wilkinson Call, Robert Bullock, James E. Yonge, and Robert B. Hilton are truly and in due form declared to have been duly appointed by the said State in the manner directed by its constitution, and also by an act of the legislature of the said State, in which the title of the said Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock as such electors is declared to be good and valid, and, further, by the judgment of the circuit court of the said State of Florida for the second judicial circuit, that being a court of competent jurisdiction, upon information in the nature of *quo warranto* brought on the 6th day of December, 1876, before said pretended electors in any form voted for President or Vice-President, as aforesaid, by the State of Florida, on the relation of the said Wilkinson Call, Robert

Bullock, James E. Yonge, and Robert B. Hilton, against the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long, whereby the defendants, after having appeared, pleaded and put in issue the questions of their own right and title, and that of the relators, to act as such electors, and after full hearing it was duly and lawfully adjudged by said court that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were not, nor was any one of them, elected, chosen, or appointed, or entitled to be declared elected, chosen, or appointed, as such electors or elector, or to receive certificates or certificate of election, or appointment, as such electors or elector, and that the said respondents were not, upon the said 6th day of December, or at any other time, entitled to assume or exercise any of the powers or functions of such electors or elector, but that they were, upon the said day and date, usurpers, and that all and singular their acts and doings as such were and are illegal, null, and void. And it is further considered and developed that said electors, Robert Bullock, Robert B. Hilton, Wilkinson Call, and James E. Yonge, all and singular, were, at said election, duly elected, chosen, and appointed electors of President and Vice-President of the United States; and were on said 6th day of December, 1876, entitled to be declared elected, chosen, and appointed as such electors, and to have and receive certificates thereof, and upon the said day and date, and at all times since, to exercise and perform all and singular the powers and duties of such electors, and to have and enjoy the pay and emoluments thereof.

For that the four persons last named did, as such electors, on December 6, 1876, cast the four votes of Florida for Mr. Tilden as President and Mr. Hendricks as Vice-President; and, as well in that respect as in all others, acting in entire and perfect conformity with the Constitution of the United States, certified the same votes to the President of the Senate.

They did everything toward the authentication of such votes required by the Constitution of the United States or by any act of Congress, except section 136 of the Revised Statutes. And, in conformity with the aforesaid judgment of the Florida court, the governor of Florida, who had been duly inducted into office subsequent to December 6, 1876, did, on the 26th day of January, 1877, give to the last-named four electors the triplicate lists prescribed by said act of Congress, (Revised Statutes of the United States, section 136,) which they forwarded, as prescribed by the act of Congress, as a supplement to their former certificate in that behalf.

And in support of said objections and claims, the undersigned beg leave to refer to the reasons and documents submitted herewith, and to such petitions, depositions, papers, and evidence as may be hereafter produced, and as may be competent and pertinent in considering the said objections and claims.

Among the papers herewith submitted are the following, namely:

First. So much of the official Congressional Record of February 1, 1877, as contains the report of the House committee on the recent election in Florida.

Second. The original report of said committee.

Third. A certified copy of the act of the legislature of Florida, approved January 17, 1877, entitled "An act to procure a legal canvass of the electoral vote of the State of Florida as cast at an election held on the 7th of November, 1876."

Fourth. A certificate of the State canvassers of the election held November 7, 1876, dated January 19, 1877.

Fifth. A certified copy of an act of the legislature of the State of Florida, approved January 26, 1877, entitled "An act to declare and establish the appointment by the State of Florida of electors of President and Vice-President."

Sixth. The certificate of George F. Drew, governor of the State of Florida, of the names of the electors chosen on the 7th day of November, 1876, bearing date January 26, 1877.

Seventh. The certificate of Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock, appointed by the State of Florida, of the vote cast for President and Vice-President by them, bearing date of January 26, 1877.

Eighth. The record of the proceedings and judgment of the circuit court of Leon County, second judicial circuit of the State of Florida, on information in the nature of *quo warranto*, in the name of the State of Florida *ex rel.* F. C. Humphries, Charles H. Pearce, William H. Holden, and T. W. Long; also, a certified copy of the act of the legislature of the State of Florida, approved January 26, 1877, aforesaid, and the certificate of the State canvassers, aforesaid, and the proceedings and judgment on the information aforesaid, transmitted to and received by the House of Representatives on the 31st day of January, 1877.

CHARLES W. JONES,
HENRY COOPER,
J. E. McDONALD,

Senators.

DAVID DUDLEY FIELD,
J. E. TUCKER,
G. A. JENKS,
WILLIAM SPRINGER,

Members of the House of Representatives.

By Mr. Aaron A. Sargent, a Senator from the State of California:

An objection is interposed to the certificates, or papers purporting to be certificates, of the electoral votes of the State of Florida, as having been cast by Wilkinson Call, J. E. Yonge, Robert B. Hilton, and Robert Bullock, upon the ground that said certificates or papers are not authenticated according to the requirements of the Constitution and laws of the United States, so as to entitle them to be received or read, or the votes stated therein, or any of them, to be counted, in the election of President and Vice-President.

S. B. CONOVER,
A. A. SARGENT,
JNO. SHERMAN,
H. M. TELLER,
Senators.

WM. WOODBURN,
MARK H. DUNNELL,
JNO. A. KASSON,
GEO. W. MCCRARY,

Members of the House of Representatives.

Also by Mr. Sargent

An objection is interposed to the certificates, or papers purporting to be certificates of the electoral votes of the State of Florida as having been cast by James E. Yonge, Wilkinson Call, Robert B. Hilton, and Robert Bullock, upon the ground that said certificates or papers do not include, or are not accompanied by, (in the package or inclosure in which they were received and opened by the President of the Senate in the presence of the two houses,) the certificate of the executive authority of the State of Florida of the list of the names of said electors, Yonge, Call, Hilton, and Bullock, or any of them, as being said electors. Nor are said certificates or papers objected to accompanied by any valid or lawful certification or authentication of said electors, Yonge, Call, Hilton, and Bullock, or any of them, as having been appointed, or as being electors to cast the electoral vote of the State of Florida, or entitling the votes of said Yonge, Call, Hilton, and Bullock, or either of them, to be counted in the election of President of the United States or of Vice-President of the United States.

S. B. CONOVER,
A. A. SARGENT,
JOHN SHERMAN,
H. M. TELLER,
Senators.

WILLIAM WOODBURN,
MARK H. DUNNELL,
JOHN A. KASSON,
GEORGE W. MCCRARY.

Members of the House of Representatives.

Also by Mr. Sargent :

An objection is interposed to the certificates, or papers purporting to be certificates of the electoral votes of the State of Florida, as having been cast by J. E. Yonge, Wilkinson Call, Robert B. Hilton, and Robert Bullock, upon the ground that, by a certificate of the electoral vote of the State of Florida, in all respects regular and valid and sufficient under the Constitution and laws of the United States, and duly authenticated as such and duly transmitted to and received by and opened by the President of the Senate in the presence of the two houses of Congress, it appears that Frederick C. Humphries, Charles H. Pearce, William H. Holden, and T. W. Long, and each of them, and no other person or persons, were duly appointed electors to cast the electoral vote of the State of Florida, and that the said above-named electors did duly cast the votes and did duly certify and did transmit the said electoral vote of the State of Florida to the President of the Senate, by reason whereof the said certificates or papers purporting to be certificates objected to are not entitled to be received or read, nor are the votes therein, or any of them, entitled to be counted in the election of President of the United States or of Vice-President of the United States.

S. B. CONOVER,
A. A. SARGENT,
JOHN SHERMAN,
H. M. TELLER,
Senators.

WM. WOODBURN,
MARK H. DUNNELL,
GEORGE W. MCCRARY,
JOHN A. KASSON,

Members of the House of Representatives.

By Mr. Charles W. Jones, a Senator from the State of Florida:

The undersigned object to the counting of the votes of F. C. Humphries as an elector for the State of Florida, upon the ground that the said Humphries was appointed a shipping-commissioner under the Government of the United States at Pensacola, Florida, heretofore, on the 3d day of December, 1872, and qualified as such thereafter, on the 9th day of December, 1872, and continued to hold the said office continuously from the last-named day until and upon the 7th day of November, 1876, and thereafter until and upon the 6th day of December, 1876. Wherefore, and by reason of the premises, the said F. C. Humphries held, at the time of his alleged appointment as an elector of said State, and at the time of casting his vote as an elector thereof, an office of trust and profit under the United States, and could not be constitutionally appointed an elector as aforesaid.

C. W. JONES,

Senator.

C. G. THOMPSON,

Member of the House of Representatives.

By Mr. John A. Kasson, a Representative from the State of Iowa:

The undersigned object to the last paper read, purporting to be a certificate of electors and of the electoral votes of the State of Florida, and to the counting of the votes named therein, because the same is not certified as required by the Constitution and laws of the United States, the certificate being by an officer not holding the office of governor or any other office in said State with authority in the premises at the time when the electors were appointed, nor at the time when the functions of the electors were exercised, nor until the duties of electors had been fully discharged by the lawful college of electors having the certificates of the governor of Florida at the time of the action of said lawful college, and duly transmitted to the President of the Senate as required by law.

Second. Because the proceedings as recited therein as certifying the qualifications of the persons therein claiming to be electors are *ex post facto*, and are not competent under the law as certifying any right in the said Call, Yonge, Hilton, and Bullock to cast the electoral vote of the said State of Florida.

Third. Because the said proceeding and certificates are null and void of effect as retroactive proceedings.

A. A. SARGENT,

JOHN SHERMAN,

Senators.

JOHN A. KASSON,

S. A. HURLBUT,

Members of the House of Representatives.

The foregoing objections having been read by the Secretary of the Senate and the Clerk of the House of Representatives,

The presiding officer announced that all the certificates with accompanying papers, together with the objections and accompanying papers, would be submitted to the Electoral Commission constituted by the act hereinbefore named, for its judgment and decision as to the true and lawful certificate from the State of Florida;

And thereupon, at 3 o'clock and 10 minutes p. m., the Senate withdrew to their chamber;

Whereupon the House resumed its session.

Mr. Kasson moved that the House take a recess for ten minutes; which motion was not agreed to.

Mr. Hopkins demanded the previous question on the resolution reported by the Select Committee on the Recent Election in Florida, pending at the time of adjournment on yesterday, viz:

Resolved, That at the election held on November 7, A. D. 1876, in the State of Florida, Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock were fairly and duly chosen as presidential electors, and that this is shown by the face of the returns, and fully substantiated by the evidence of the actual votes cast; and that the said electors having, on the first Wednesday of December, A. D. 1876, cast their votes for Samuel J. Tilden for President and for Thomas A. Hendricks for Vice-Presi-

dent, they are the legal votes of the State of Florida, and must be counted as such.

Pending which,

Mr. James Wilson, at 3 o'clock and 28 minutes p. m., moved that the House adjourn.

Pending which,

After debate, by unanimous consent,
Mr. Wilson withdrew the said motion.

By unanimous consent,

Ordered, That the consideration of the said report be postponed for the present, and that the same shall come up as unfinished business on Saturday next, after the reading of the journal.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills and a joint resolution of the House of the following titles, viz:

H. R. 3367. An act to remove the charge of desertion from the military record of Alfred Rouland;

H. R. 1558. An act to remove the political disabilities of Robert Ransom, of Virginia;

H. R. 2736. An act to remove the political disabilities of N. H. Van Zandt, of Virginia; and

H. Res. 181. Joint resolution authorizing the Public Printer to bind in cloth the stitched copies of the House compilation entitled Counting the Electoral Vote;

When

The Speaker signed the same.

And then,

On motion of Mr. Kasson, the House took a recess until 10 o'clock a. m. to-morrow, (Friday, February 2.)

AFTER THE RECESS.

(Friday, February 2, 1877.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Beebe: The petition of citizens of Rockland County, New York, for cheap telegraphy;

Also, the petition of citizens of Orange County, New York, of similar import;
to the Committee on the Post-Office and Post-Roads.

By Mr. Blount: The petition of Thomas J. Williams, for compensation for property taken by the United States Army, to the Committee on War-Claims.

By Mr. George Q. Cannon: The petition of William W. Maguire, G. D. Folkman, Morroni Skeen, and others, of Plain City, Utah Territory, for cheap telegraphy;

By Mr. Crapo: The petition of John Kenrick and 30 others, of Orleans, Massachusetts, of similar import;
to the Committee on the Post-Office and Post-Roads.

Also, the petition of Timothy Gordon and 19 other citizens of Plymouth, Massachusetts, for the removal of the tax upon deposits and capital of banks;

By Mr. Durand: Four petitions of citizens of Michigan, of similar import;
to the Committee on Banking and Currency.

Also, the petition of citizens of Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Egbert: The petition of citizens of Emlenton, Pennsylvania, of similar import;

By Mr. Frye: The petition of Charles Lana and others, of similar import;

to the Committee of Ways and Means.

Also, the petition of Henry E. Peelle, J. H. Cloud, and other citizens of Cambridge City, Indiana, for a commission of inquiry concerning the alcoholic-liquor traffic, to the Committee on the Judiciary.

By Mr. Garfield: Memorial of Henry Talcott, of Jefferson, Ohio, against repealing the law by which banks are taxed, to the Committee of Ways and Means.

By Mr. Henderson: The petition of H. B. Carpenter and 33 other citizens of Rock Island County, Illinois, for cheap telegraphy;

By Mr. Humphreys: The petition of citizens of Indiana, for a post-route from Hillham, via Simmons's and Ellis's, to Celestine, Dubois County, Illinois;

to the Committee on the Post-Office and Post-Roads.

By Mr. Hunton: The petition of W. W. Mackall, of Virginia, for the removal of the disabilities imposed upon him by the fourteenth amendment to the Constitution of the United States;

Also, the petition of Henry B. Tyler, of Virginia, of similar import; to the Committee on the Judiciary.

By Mr. Hurd: The petition of citizens of Ohio, for a post-route from Fayette, Fulton County, to Pioneer, Williams County, Ohio, to the Committee on the Post-Office and Post-Roads.

By Mr. Kasson: The petition of citizens of Iowa, that pensioners be granted arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Luttrell: The petition of the president of the National Bank of Napa, California, for the repeal of the check-stamp tax, to the Committee of Ways and Means.

Also, the petition of J. P. Crockett and others, of California, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. McMahon: The petition of Michael Jackson, for a pension;

Also, the petition of Hugh B. Mockin, late of Company A, Eighth United States Veteran Volunteers, of similar import; to the Committee on Invalid Pensions.

By Mr. O'Brien: Resolutions of the city council of Baltimore, requesting the removal of Fort Carroll, in the harbor of Baltimore, the same being an obstruction to the commerce of said city;

By Mr. O'Neill: The petition of insurance companies, shipping merchants, and others interested in maritime affairs, for an appropriation for printing charts and sailing-directions; to the Committee on Commerce.

By Mr. William A. Phillips: Resolution of the legislature of Minnesota, favoring such legislation as will appropriate the proceeds of the sales of the public lands in the several States afflicted with grasshoppers to those States, to be used in the payment of bounties for the destruction of such grasshoppers, to the Committee on the Public Lands.

Also, the petition of citizens of Minneapolis, Kansas, for the removal of the tax on banks, to the Committee of Ways and Means.

By Mr. James B. Reilly: The petition of citizens of Schuylkill County, Pennsylvania, for cheap telegraphy;

By Mr. Stenger: The petition of citizens of Huntingdon County, Pennsylvania, of similar import;

to the Committee on the Post Office and Post-Roads.

By Mr. Thornburgh: The petition of David R. Sasseen, late of Company D, Third Tennessee Cavalry, for the correction of his military record, to the Committee on Military Affairs.

By Mr. Erastus Wells: The petition of citizens of Missouri, for the removal of the tax on banks, to the Committee of Ways and Means.

By Mr. Whitthorne: The petition of W. D. Fulton, S. Claybrook, and other citizens of Williamson County, Tennessee, for a post-route from Nashville to Leiper's Fork, Tennessee, via Granny White and Hillsborough, Tennessee;

By Mr. Benjamin Wilson: The petition of Isaac L. Simers and 9 others, of White Pine, West Virginia, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

On motion of Mr. James Wilson, the House took a further recess until 11 o'clock and 40 minutes a. m.

AFTER THE SECOND RECESS.

¶ [Mr. Walling, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 4260) granting to the Alaska Ship-Building and Lumber Company the right to occupy and purchase certain lands in the Territory of Alaska, upon paying the Government price therefor, and for other purposes, reported the same, with a substitute therefor; which bill, (H. R. 4560,) authorizing the sale of certain lands in the Territory of Alaska, upon paying the Government price therefor, and for other purposes, was read twice, recommitted to the said committee, and ordered to be printed, not to be brought back into the House upon a motion to reconsider.

Mr. Lynde, by unanimous consent, introduced a bill (H. R. 4561) to provide for appearance on behalf of the United States in foreclosure suits; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

Mr. James Wilson, from the Committee on Rules, reported a bill (H. R. 4562) amendatory of an act entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."

The House proceeded to its consideration,

Pending which,

At 11 o'clock and 59 minutes a. m., (Friday, February 2, 1877,) the House took a recess until 12 o'clock m.

AFTER THE RECESS.

(Friday, February 2, 1877.)

On motion of Mr. James Wilson, the reading of the journal was for the present postponed.

On motion of Mr. Waldron, by unanimous consent, the Committee of the Whole House on the state of the Union was discharged from the further consideration of the bill of the House (H. R. 4559) making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes, and the same was recommitted to the Committee on Appropriations.

The House then resumed the consideration of the bill of the House (H. R. 4562) amendatory of an act entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."

After debate,

On motion of Mr. Cox, the said bill was recommitted to the Committee on Rules.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz:

H. R. 4473. An act for the relief of the destitute poor of the District of Columbia;

When

The Speaker signed the same.

Mr. Conger, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on the Judiciary be directed to inquire and report, for the instruction of the Sergeant-at-Arms, from what date the compensation of the Representative from Colorado should be computed, with leave to report at any time.

Mr. John B. Clark, jr., from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3628) establishing post-roads, reported that the said committee were unable to agree.

On motion of Mr. John B. Clark, jr., the said committee was discharged from the further consideration of the said bill and amendments.

And then,

On motion of Mr. John B. Clark, jr.,

Ordered, That the House ask a conference with the Senate on the disagreeing votes of the two houses thereon.

Mr. John B. Clark, jr., moved to re-consider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Ballou, the Committee on Printing was discharged from the further consideration of the petition of F. W. Nichols and others, praying that Brown's type setting and distributing machine may be put upon trial in the Government Printing-Office, and the same was laid on the table.

On motion of Mr. Singleton, the same committee was discharged from the further consideration of the resolution to print 600 extra copies of Executive Document No. 21, first session Forty-fourth Congress, and the same was laid on the table.

On motion of Mr. Singleton, the same committee was discharged from the further consideration of the bill of the House (H. R. 3535) to authorize and require the Secretary of the Interior to supply at cost-price the "Medical and Surgical History of the War," and the same was laid on the table.

Mr. John H. Baker, by unanimous consent, presented the petition of citizens of Indiana, praying that each honorably-discharged soldier in the late war may receive one hundred and sixty acres of land; which was ordered to be printed in the Record, and referred to the Committee on Military Affairs.

Mr. Lord, by unanimous consent, submitted the following resolution; which was referred to the Committee on Rules, viz:

Resolved by the House of Representatives, (the Senate concurring), That so much of the concurrent resolution of the 31st ultimo as prevents any person from being admitted to the south wing of the Capitol extension be, and the same is hereby, repealed, and that the tickets therein referred to be required only at the doors of the gallery.

Mr. William M. Robbins, by unanimous consent, from the Committee

of Claims, reported bills of the following titles, accompanied by reports in writing thereon, viz :

H. R. 4563. A bill for the relief of Eleanor N. Y. Meeds, widow of Benjamin N. Meeds, deceased, of Washington, D. C. ; and

H. R. 4564. A bill for the relief of Robert L. McConnaughey.

Ordered, That the said bills be read twice, and, with the reports, be committed to a Committee of the Whole House and printed.

Mr. Bliss, by unanimous consent, presented a memorial of citizens of Brooklyn, New York, praying for an appropriation for a monument at Fort Greene, over the remains of the victims to British cruelty on board prison-ships in the harbor of New York during the revolutionary war ; which was ordered to be printed in the Record and referred to the Committee on Military Affairs.

Mr. Fernando Wood, by unanimous consent, introduced a bill (H. R. 4565) to repeal all taxes on banking capital and deposits ; which was referred to the Committee of Ways and Means and ordered to be printed.

Mr. Hoskins, by unanimous consent, from the Committee on Accounts, to whom was referred the following resolution, viz :

Resolved, That there be paid out of the contingent fund of the House such sum as may be necessary to complete the compilation of questions of order decided in the House of Representatives, ordered by the House on the 15th of August last, subject to the approval of the Committee of Accounts ;

reported the same without amendment.

The House having proceeded to its consideration,

The said resolution was adopted.

Mr. Hoskins moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

And then,

On motion of Mr. Holman, the House resolved itself into the Committee of the Whole House on the state of the Union ; and after some time spent therein the Speaker resumed the chair, and Mr. Reagan reported that the committee, having had under consideration the bill of the House H. R. 4472, (legislative, executive, and judicial appropriations,) had come to no resolution thereon.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed bills of the following titles, viz :

S. 805. An act relating to indemnity school selections in the State of California ;

S. 912. An act for the relief of Thomas H. Halsey, paymaster United States Army ;

S. 1109. An act relating to public accounts and claims ; and

S. 1147. An act for the punishment of persons making or having in possession dies, molds, &c., for manufacturing counterfeit coin ; in which I am directed to ask the concurrence of the House of Representatives.

Mr. Holman, at 4 o'clock and 40 minutes p. m., (Friday, February 2, 1877,) moved that the House take a recess until 7½ o'clock p. m.

Pending which,

Mr. Waddell moved to amend the said motion, and that the House take a recess until 10 o'clock a. m. to-morrow, (Saturday, February 3, 1877.)

Pending which,

Mr. Harrison, from the Committee on Enrolled Bills, reported that

the committee had examined and found truly enrolled a bill of the following title, viz :

H. R. 3156. An act to perfect the revision of the Statutes of the United States ;

When

The Speaker signed the same.

The Speaker, by unanimous consent, laid before the House various executive and other communications ; which were severally disposed of as follows, viz :

I. A report from the Commissioners of Claims, in the case of Sarah E. Thompson, of Tennessee, to the Committee on Appropriations.

II. A letter from the Secretary of the Interior, recommending legislation authorizing the sale of waste-timber on Indian reservations, to the Committee on Indian Affairs.

III. A letter from the Secretary of War, transmitting estimates for the extension of cadet-barracks, to the Committee on Appropriations.

IV. A letter from the Secretary of War, transmitting a report from the Adjutant-General on the bill (H. R. 4179) to sell quarry reservation to the village of Yuma, in Arizona ;

V. A letter from the Secretary of War, concerning a report on the case of Frank A. Page, late lieutenant of the United States Army, retired ;

VI. A letter from the Secretary of War, transmitting a report of the Adjutant-General in the case of John Stewart, late captain Fifteenth Michigan Infantry, and a letter from the Secretary of War, transmitting papers in the case of John Stewart, late captain Fifteenth Michigan Infantry ;

VII. A letter from the Secretary of War, transmitting a report of the Quartermaster-General, relative to improvements on the site of Fort Duncan, Texas, made by the Government ;

VIII. A letter from the Secretary of War, transmitting a report of the Adjutant-General in the case of E. F. Wenckebach, late captain United States Army ;
to the Committee on Military Affairs.

IX. A letter from the Secretary of War, transmitting a report on the harbor of refuge at Mill Creek, on the Ohio River, to the Committee on Commerce and ordered to be printed.

X. A letter from the Secretary of War, transmitting a report on House bill No. 4342, providing for a bridge across the Missouri River near Glasgow, Missouri ;

XI. A letter from the Secretary of War, transmitting a report of engineers on House bill No. 4169, for the relief of employes on the improvement of the Des Moines Rapids ;
to the Committee on Commerce.

XII. A letter from the Secretary of War, transmitting a report on House bill No. 4180, concerning certain lands in San Francisco County, California, to the Committee on the Public Lands.

XIII. A letter from the Secretary of War, transmitting an estimate from the Commissary-General for a deficiency in the appropriation for the fiscal year ending June 30, 1877 ;

XIV. A letter from the Secretary of the Interior, transmitting estimates of the Supervising Architect of the Treasury of the amount required to complete the new jail in the District of Columbia ;

XV. Letters from the Secretary of the Interior, transmitting deficiency estimates for the surveying-service for the year ending June 30, 1877 ;

XVI. A letter from the Secretary of the Interior, in relation to a re-appropriation to pay balance due late Indian Agent T. J. Galbraith; to the Committee on Appropriations.

XVII. A letter from the Secretary of the Treasury, transmitting lists of four hundred and forty-nine claims for commissary and quartermaster stores, to the Committee on War-Claims, and ordered to be printed.

XVIII. A preamble and resolution from the Board of Regents of the Smithsonian Institution, relative to additional room for the collections of the Institution;

XIX. A letter from the president of the Washington Monument commission, transmitting the results of an examination of the foundations of the Washington Monument; to the Committee on Appropriations.

XX. A resolution of thanks from the Scott Legion of Mexican Veterans, of Philadelphia, in relation to the passage of the pension bill; which was laid on the table.

XXI. A joint resolution of the legislature of Colorado, asking a grant of land to the agricultural college of that State, to the Committee on the Public Lands.

XXII. A letter from the Commissioner of Patents, transmitting his annual report; which was laid on the table and ordered to be printed.

The Speaker also, by unanimous consent, laid before the House the following message, heretofore received from the President of the United States, viz:

To the Senate and House of Representatives :

I desire to call the attention of Congress to the importance of providing for the continuance of the board for testing iron, steel, and other metals, which, by the sundry civil appropriation act of last year, was ordered to be discontinued at the end of the present fiscal year.

This board, consisting of engineers and other scientific experts from the Army, the Navy, and from civil life, (all of whom, except the secretary, give their time and labors to this object without compensation,) was organized by authority of Congress in the spring of 1875, and immediately draughted a comprehensive plan for its investigations, and contracted for a testing-machine of four hundred tons capacity, which would enable it to properly conduct the experiments. Meanwhile the sub-committees of the board have devoted their time to such experiments as could be made with the smaller testing-machines already available. This large machine is now just completed and ready for erection at the Watertown arsenal, and the real labors of the board are therefore just about to be commenced. If the board is to be discontinued at the end of the present fiscal year, the money already appropriated and the services of the gentlemen who have given so much time to the subject will be unproductive of any results.

The importance of these experiments can hardly be overestimated when we consider the almost endless variety of purposes for which iron and steel are employed in this country and the many thousands of lives which daily depend on the soundness of iron structures. I need hardly refer to the recent disaster at the Ashtabula bridge in Ohio, and the conflicting theories of experts as to the cause of it, as an instance of what might have been averted by a more thorough knowledge of the properties of iron and the best modes of construction.

These experiments cannot properly be conducted by private firms, not only on account of the expense, but because the results must rest upon the authority of disinterested persons; they must, therefore, be under-

taken under the sanction of the Government. Compared with their great value to the industrial interests of the country, the expense is very slight.

The board recommend an appropriation of \$40,000 for the next fiscal year, and I earnestly commend their request to the favorable consideration of Congress.

I also recommend that the board be required to conduct their investigations under the direction of the Secretary of War, and to make full report of their progress to that officer in time to be incorporated in his annual report.

U. S. GRANT.

EXECUTIVE MANSION, *January 30, 1877.*

The same having been read, it was referred to the Committee on Appropriations and ordered to be printed.

By unanimous consent, leave of absence was granted as follows, viz :

To Mr. O'Neill until Monday next.

To Mr. Phelps for one week.

By unanimous consent, leave was granted for the withdrawal of papers in the following cases, viz :

To Mr. Walling, in the case of Ralph Spencer ;

To Mr. Dunnell, in the case of James M. Lee ; and

To Mr. Slemons, in the case of J. J. Busby.

Mr. John F. Philips, by unanimous consent, presented the memorial of citizens of the State of Missouri, praying the removal of war-taxes on banks ; which was referred to the Committee of Ways and Means and ordered to be printed in the Record.

And then

Mr. Holman withdrew his motion.

The question then being on the motion of Mr. Waddell, the same was agreed to ; and

The House accordingly, at 4 o'clock and 50 minutes p. m., took a recess until to-morrow (Saturday, February 3) at 10 o'clock a. m.

AFTER THE RECESS.

(Saturday, February 3, 1877—10 a. m.)

On motion of Mr. Holman, the House resolved itself into the Committee of the Whole House on the state of the Union ; and after some time spent therein the Speaker resumed the chair, and Mr. Reagan reported that the committee, having had under consideration the bill of the House H. R. 4472 (legislative, executive, and judicial appropriations,) had come to no resolution thereon.

And then,

On motion of Mr. Holman, at 11 o'clock and 59 minutes a. m., the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Saturday, February 3, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: The petition of John George Sohrzer, for a pension, to the Committee on Invalid Pensions.

Also, the petition of William Moore, late colonel Seventy-third Regiment Pennsylvania Volunteers, for re-imbursement for the loss of a horse, to the Committee on War-Claims.

By Mr. Abbott : The petition of national-bank officers and others, of Boston, Massachusetts, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Adams : Three petitions from citizens of New Market, Phoenix, and Newburgh, New York, of similar import ;

By Mr. William H. Baker : Three petitions from citizens of Genesee, Middleport, and Granville, New York, of similar import ;

By Mr. George A. Bagley : The petitions of one hundred and forty citizens of Brooklyn, New York, of similar import ;

By Mr. Beebe : Three petitions from citizens of New York, of similar import ;

By Mr. Bell : The petition of Seneca A. Ladd and other citizens of Meredith, New Hampshire, of similar import :

By Mr. Crounse : The petition of R. S. Norval and other citizens of Nebraska, of similar import ;
to the Committee of Ways and Means.

By Mr. Horatio C. Burchard : The petition of A. A. Terrell and others, of Sterling, Illinois, that pensioners be allowed arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Candler : The petition of citizens of Atlanta, Georgia, for the removal of the tax on banks, to the Committee of Ways and Means.

By Mr. Cox : The petition of Elmira H. Kain, of New York, for the removal of all her political disabilities, and that she be declared a citizen of the United States, clothed with the power to vote and hold office to the same extent as male citizens, to the Committee on the Judiciary.

By Mr. Cutler : Three petitions of citizens of the respective cities of Elizabeth, Somerville, and Camden, New Jersey, for the repeal of the bank-tax laws ;

By Mr. De Bolt : The petition of T. J. Johnson, C. Crossen, and 170 other persons from the tenth congressional district of Missouri, of similar import ;
to the Committee of Ways and Means.

By Mr. Douglas : The petition of citizens of Virginia, for a post-route from Cappahosic to Gloucester, Virginia, to the Committee on the Post-Office and Post-Roads.

By Mr. Eames : The petition of John J. Reynolds and other citizens of Wickford, Rhode Island, for the repeal of the bank-tax laws ;

By Mr. Faulkner : Two petitions, signed by J. C. Beeson and others, of Marion County, and Edward Tearney, G. A. Porterfield, and others, of Jefferson County, West Virginia, of similar import ;

By Mr. Foster : Five petitions from citizens of Troy, Cuyahoga Falls, Sandusky, and Conneaut, Ohio, of similar import ;

By Mr. Flye : The petition of W. W. Thomas and 20 others, of Portland, Maine, of similar import ;
to the Committee of Ways and Means.

By Mr. Frye : The petition of J. G. Pendleton and others, of Searsport, Maine, of similar import, to the Committee on Banking and Currency.

Also, the petition of citizens of Somerset, Maine, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hale : Three petitions, signed by N. B. Nutt and 150 others, S. M. Smith and 73 others, C. J. Staples and 26 others, for an appropriation for establishing a light-house in Eastport Harbor, Maine, to the Committee on Appropriations.

By Mr. Robert Hamilton : The petition of seventy-nine citizens of New Jersey, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hatcher: Four petitions, signed by citizens of Madison, Saint Genevieve, Cape Girardeau, and Randolph Counties, Missouri, of similar import, to the Committee on Banking and Currency.

By Mr. Hammond: The petition of citizens of Stark County, Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hendee: Two petitions, one from John L. Hammond and 90 other citizens of Orrville, Vermont, the other from Parley Starr and 13 other officers of banks in Vermont, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hoar: The petition of Charles Curtis and others, of Taunton, Massachusetts, of similar import;

By Mr. Hoge: The petition of citizens of South Carolina, of similar import;

By Mr. House: The petition of A. G. Goodlett and other citizens of Montgomery County, Tennessee, of similar import; to the Committee on Banking and Currency.

Also, the petition of George Stacker and others, of Cumberland City, Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Lord: The petition of Clifton P. Sarvery, for a pension, to the Committee on Invalid Pensions.

Also, three petitions from citizens of New York, for the repeal of the bank-tax laws;

By Mr. Lapham: The petition of citizens of New York, of similar import;

By Mr. MacDougall: The petition of fifty-seven citizens of Keeseville, New York, for the repeal of the bank-tax laws; to the Committee of Ways and Means.

By Mr. McFarland: The petition of George D. McClister, as guardian for the minor heirs of Stephen D. Simmons, deceased, late a private in Company G, Fourth Tennessee Volunteer Cavalry, for a pension, to the Committee on Invalid Pensions.

Also, two petitions, one signed by A. L. Burem and 28 other citizens of Hawkins County, the other by C. Austin and 39 other citizens of Washington County, Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of M. Burns and others, bankers, of Tennessee, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Meade: Two petitions, one from citizens of Castleton, the other from citizens of Canajoharie, New York, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Monroe: The petition of Frederick Hinkel, that his naturalization as a citizen of the United States may be annulled, to the Committee on Foreign Affairs.

Also, three petitions, signed by citizens of Wooster, Doylestown, and Wadsworth, Ohio, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. O'Brien: The petition of Hamilton Easter and other citizens of Baltimore, Maryland, of similar import;

By Mr. Odell: Two petitions, one from citizens of New York City, the other from citizens of Buffalo, New York, of similar import;

By Mr. John F. Philips: The petition of citizens of Macon, Missouri, of similar import;

By Mr. Platt: Three petitions from citizens of New York, of similar import;

By Mr. Rice: Two petitions, one from A. Farrington and other citizens of Shelby, Ohio, the other from R. M. Muncy, of Painesville, Ohio, of similar import;

By Mr. Seelye: Four petitions from citizens of the cities of Westminster, Boston, and Lowell, Massachusetts, of similar import; to the Committee of Ways and Means.

By Mr. Springer: The petition of J. J. Hauslin and Stephen French, of Sangamon County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Stanton: The petition of citizens of Pennsylvania, that the subject-catalogue of the National Medical Library be printed, to the Committee on Printing.

By Mr. Stone: The petition of citizens of Missouri, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Strait: The petition of citizens of Minnesota, for a post-route from Minnesota Falls, via Sorlein's Mills, Wood Lake, Railroad Grove, Curry's Crossing, to Marshal, Lyon County, Minnesota, to the Committee on the Post-Office and Post-Roads.

By Mr. Tarbox: Two petitions, one from citizens of Holyoke and other towns of Massachusetts, the other from citizens of Boston, Massachusetts, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Robert B. Vance: The petition of H. O. Metcalf and others, of North Carolina, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Waldron: The petition of A. Sherman and fifty-five other citizens of Paw Paw, Michigan, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

Also, the petition of C. M. C. Andrews and 27 other citizens of Jerome, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. John W. Wallace: The petition of citizens of Washington and Beaver Counties, Pennsylvania, that pensioners receive arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Warren: The petition of F. A. Sanford and 45 other citizens of Connecticut, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. G. Wiley Wells: Two petitions from citizens of Mississippi, for the repeal of the bank-tax laws;

By Mr. Whiting: The petition of citizens of Canton, Illinois, of similar import;

Also, the petition of sixty-three bankers and business men of Peoria, Illinois, for the repeal of the bank-tax laws;

By Mr. Willard: The petition of H. K. White and 42 other citizens of Lapeer, Michigan, of similar import;

By Mr. Andrew Williams: The petition of J. Lapham and others, of Glen's Falls, New York, of similar import; to the Committee of Ways and Means.

By Mr. Alpheus S. Williams: The petition of Daniel T. Wells, captain Eighth Infantry, United States Army, that the Secretary of War be directed to change the record of the dates of his service as a first and second lieutenant, to the Committee on Military Affairs.

By Mr. Benjamin Wilson: Two petitions from citizens of West Virginia, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

On motion of Mr. Hopkins, by unanimous consent,
Ordered, That the consideration of the report of the Select Committee on the Recent Election in the State of Florida shall be resumed immediately after the reading of the journal, when the same is next read.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the following title, viz: S. 189. An act placing the name of C. G. Freudenburg upon the retired list of the United States Army; and

The Senate have passed a resolution for the printing of one thousand extra copies of the report of the Coast Survey for 1876, for the use of the Superintendent of the Coast Survey; in which bill and resolution I am directed to ask the concurrence of the House of Representatives.

A message in writing was received from the President of the United States, by Mr. Sniffin, one of his secretaries; which was handed in at the Speaker's table.

Also, a message notifying the House that bills of the House of the following titles, presented to him on the 20th of January last, not having been returned by him to the House of Representatives within the ten days prescribed by the Constitution, have become laws without his signature, viz:

H. R. 940. An act for the relief of Edwin Ebert.

H. R. 767. An act for the relief of Samuel B. Stauber and others.

H. R. 1521. An act granting a pension to Louis A. McLaughlin.

H. R. 2242. An act granting a pension to George McColly.

H. R. 2842. An act granting a pension to Robert S. Toland.

H. R. 3500. An act granting a pension to Nelson Ainslie.

H. R. 4155. An act amending the act of July 28, 1876, entitled "An act for the relief of Kendrick & Avis, Kuner, Zizeman, & Zott, Kuner & Zott, all of Saint Louis, Missouri, and Nachtrieb & Co., of Galion, Ohio."

And then,

On motion of Mr. Holman, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Reagan reported that the committee, having had under consideration the bill of the House (H. R. 4472) making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes, had directed him to report the same with sundry amendments.

The House proceeded to their consideration.

Pending which,

Mr. Hoar, by unanimous consent, introduced bills of the following titles; which were severally read twice, ordered to be printed, and referred to the Committee on Invalid Pensions:

H. R. 4566. A bill granting a pension to Elizabeth E. Holbrook.

H. R. 4567. A bill granting a pension to Sarah E. Ball, of Leicester, Massachusetts.

H. R. 4568. A bill granting a pension to D. W. Plympton, of Grafton, Massachusetts.

H. R. 4569. A bill granting a pension to Susan E. Alger, of Worcester, Massachusetts.

H. R. 4570. A bill granting a pension to Helen James, of Worcester, Massachusetts.

The House resumed the consideration of said bill H. R. 4472, (legislative, executive, and judicial appropriations.)

Pending which,

Mr. Cox moved to reconsider the vote by which the main question was ordered; which motion was not agreed to.

By unanimous consent, the amendments reported by the Committee of the Whole House on the state of the Union upon which a separate vote was not demanded in the said committee were then agreed to.

The question was then put,

Will the House agree to the following amendment of the committee! which is as follows, viz:

Strike out from lines 11, 12, and 13 of said bill the following, viz: "And from and after the thirtieth of June next the compensation of said Senators shall be four thousand five hundred dollars per annum;"

And it was decided in the affirmative.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Cox, at 4 o'clock p. m., (Saturday, February 3,) moved that the House take a recess until 10 o'clock a. m. Monday next.

Pending which,

The Speaker, by unanimous consent, laid before the House the following message, heretofore received from the President of the United States, viz:

To the Senate and House of Representatives:

By the act of Congress approved January 14, 1875, "to provide for the resumption of specie payments," the 1st of January, 1879, is fixed as the date when such resumption is to begin. It may not be desirable to fix an earlier date when it shall actually become obligatory upon the Government to redeem its outstanding legal-tender notes in coin on presentation, but it is certainly most desirable and will prove most beneficial to every pecuniary interest of the country to hasten the day when the paper circulation of the country and the gold coin shall have equal values.

At a later day, if currency and coin should retain equal values, it might become advisable to authorize or direct resumption. I believe the time has come when by a simple act of the legislative branch of the Government this most desirable result can be attained. I am strengthened in this view by the course trade has taken in the last two years, and by the strength of the credit of the United States at home and abroad.

For the fiscal year ending June 30, 1876, the exports of the United States exceeded the imports by \$120,213,102; but our exports include \$40,569,621 of specie and bullion in excess of imports of the same commodities. For the six months of the present fiscal year, from July 1, 1876, to January 1, 1877, the excess of exports over imports amounted to \$107,544,869, and the import of specie and bullion exceeded the export of the precious metals by \$6,192,147 in the same time. The actual excess of exports over imports for the six months, exclusive of specie and bullion, amounted to \$113,737,040, showing for the time being the accumulation of specie and bullion in the country amounting to more than \$6,000,000 in addition to the national product of these metals for the same period, a total increase of gold and silver for the six months not far short of \$60,000,000. It is very evident that unless this great increase of the precious metals can be utilized at home in such a way as to make it in some manner remunerative to the holders, it must seek a foreign market as surely as would any other product of the soil or the manufactory. Any legislation which will keep coin and bullion at home will, in

my judgment, soon bring about practical resumption, and will add the coin of the country to the circulating medium, thus securing a healthy "inflation" of a sound currency, to the great advantage of every legitimate business interest.

The act to provide for the resumption of specie payments authorizes the Secretary of the Treasury to issue bonds of either of the descriptions named in the act of Congress approved July 14, 1870, entitled "An act to authorize the refunding of the national debt," for not less than par in gold. With the present value of the 4½-per-cent. bonds in the markets of the world, they could be exchanged at par for gold, thus strengthening the Treasury to meet final resumption and to keep the excess of coin over demand, pending its permanent use as a circulating medium, at home. All that would be further required would be to reduce the volume of legal-tender notes in circulation. To accomplish this, I would suggest an act authorizing the Secretary of the Treasury to issue 4-per-cent. bonds, with forty years to run before maturity, to be exchanged for legal-tender notes whenever presented in sums of \$50, or any multiple thereof, the whole amount of such bonds, however, not to exceed \$150,000,000. To increase the home demand for such bonds, I would recommend that they be available for deposit in the United States Treasury for banking purposes under the various provisions of law relating to national banks.

I would suggest, further, that national banks be required to retain a certain percentage of the coin interest received by them from the bonds deposited with the Treasury to secure their circulation.

I would also recommend the repeal of the third section of the joint resolution "for the issue of silver coin," approved July 22, 1876, limiting the subsidiary coin and fractional currency to \$50,000,000.

I am satisfied that if Congress will enact some such law as will accomplish the end suggested, they will give a relief to the country instant in its effects, and for which they will receive the gratitude of the whole people.

U. S. GRANT.

EXECUTIVE MANSION, *February 3, 1877.*

The same having been read,

Mr. Kelley moved that the said message be referred to the Committee of Ways and Means and printed.

Pending which,

Mr. John Robbins moved to amend by striking out "Ways and Means" and inserting *Banking and Currency*.

The question being on the said amendment, it was disagreed to.

The question then recurring on the motion of Mr. Kelley, the same was agreed to.

So the message was referred to the Committee of Ways and Means.

Mr. Kelley moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House various executive communications; which were severally disposed of as follows, viz:

I. A letter from the Secretary of War, transmitting an abstract of the militia force of the United States, to the Committee on the Militia.

II. A letter from the Secretary of War, in relation to the bill (H. R. 4318) to authorize the President to restore John Jackson to his former rank in the Army;

III. A letter from the Secretary of War, relative to the distribution and location of the United States Army;

IV. A letter from the Secretary of War, in relation to the estimated value of the buildings at Fort Duncan, Texas;

V. A letter from the Secretary of War, transmitting a petition of Lieutenants Volkman, Ferbush, King, and Angur, of the Fifth Cavalry, against the passage of the bill (H. R. 4256) to give officers who were voluntarily transferred from the unassigned list the same date of rank in their new regiments as they had in the Army prior to said transfer; to the Committee on Military Affairs.

VI. A letter from the Secretary of War, in relation to an appropriation for improvement on Santee reserve, removal of saw-mill and erection of grist-mill;

VII. A letter from the Secretary of the Interior, transmitting an estimate of appropriation for White Earth Chippewas; to the Committee on Appropriations.

The House having resumed the consideration of the said bill, (H. R. 4472,) (legislative, executive, and judicial appropriations,)

The question then being taken on the motion of Mr. Cox, the same was disagreed to.

The question then being on the following amendment, viz: Insert in line 56 the words *to enable documents in the folding-room to be properly stamped on the outside of the envelope with the name of the document inclosed, five hundred dollars*, the same was agreed to.

The question then being on the following amendment, viz: On page 6, under the heading, "House of Representatives," strike out the following words: "and from and after the thirtieth of June next, the compensation of said members and delegates shall be four thousand five hundred dollars per annum," the same was agreed to.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question then being on the following amendment, viz: *To enable documents in the folding-room to be properly stamped on the outside of the envelope with the name of the document inclosed, five hundred dollars*, the same was agreed to.

The question then being on the following amendment, viz: On page 15, line 338, strike out "twenty-five" and insert *fifty*, so as to read, "For compensation of the President of the United States, fifty thousand dollars:"

And being put,

It was decided in the negative, { Yeas 47
Nays 126
Not voting 117

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Charles H. Adams
George A. Bagley
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Nathan B. Bradley
Horatio C. Burchard
Lucien B. Caswell
Lorenzo Crounse
Dudley C. Denison
Mark H. Dunnell
Benjamin T. Eames

Mr. Eugene Hale
John Hancock
Benjamin W. Harris
Henry H. Hathorn
George F. Hoar
Jay A. Hubbell
Frank H. Hurd
Edward C. Kehr
William D. Kelley
Elbridge G. Lapham
John K. Lynch
C. D. MacDougall

Mr. James W. McDill
Charles E. Nash
Nelson I. Norton
Addison Oliver
Horace F. Page
Thomas C. Platt
Joseph H. Rainey
James B. Reilly
Julius H. Seelye
C. H. Simmickson
Robert Smalls
Horace B. Strait

Mr. William H. Stone
William H. H. Stowe
Jacob M. Thornburgh
Martin I. Townsend
Washington Townsend
Alfred M. Waddell
Alexander S. Wallace
G. Wiley Wells
James Williams
Alan Wood, jr.
William Woodburn

Those who voted in the negative are—

Mr. Thomas S. Ashe
John D. C. Atkins
John C. Bagby

Mr. John H. Bagley, jr.
John H. Baker
Henry B. Banning

Mr. Richard P. Bland
James H. Blount
Taul Bradford

Mr. John M. Bright
Aylett H. Buckner
George C. Cabell

Mr. John H. Caldwell	Mr. Benjamin J. Franklin	Mr. Burwell B. Lewis	Mr. Otho R. Singleton
William P. Caldwell	John Goode, jr.	Scott Lord	A. Herr Smith
Alexander Campbell	John K. Goodin	William P. Lynde	William M. Springer
Milton A. Candler	Thomas M. Gunter	Henry S. Magoon	William H. Stanton
Joseph G. Cannon	Andrew H. Hamilton	William McFarland	William S. Stenger
Nathan T. Carr	Robert Hamilton	Henry B. Metcalfe	Adlai E. Stevenson
George W. Cate	Aug. A. Hardenbergh	Charles W. Milliken	John K. Tarbox
Bernard G. Caulfield	Henry R. Harris	Roger Q. Mills	William Terry
Chester W. Chapin	William Hartzell	James Monroe	Charles P. Thompson
Heister Clymer	Robert A. Hatchler	Charles H. Morgan	John Q. Tufts
Alex. G. Cochrane	William S. Haymond	William Matchler	Nelson H. Van Vorhes
Francis D. Collins	George W. Hendee	Lawrence T. Neal	John L. Vance
Onar D. Conger	Thomas J. Henderson	N. Holmes Odell	Robert B. Vance
Jacob P. Cowan	Goldsmith W. Hewitt	John B. Packer	Henry Waldron
William W. Crapo	William S. Holman	John F. Phillips	Levi Warner
David B. Culberson	James H. Hopkins	William A. Piper	Erastus Wells
Augustus W. Cutler	George G. Hoskins	Earley F. Poppleton	W. C. Whitthorne
Chester B. Darrall	John F. House	David Ros	Peter D. Wigginton
Joseph J. Davis	Andrew Humphreys	John H. Reagan	George Willard
Rezin A. DeBolt	Morton C. Hunter	John Reilly	Andrew Williams
George G. Dibrell	George A. Jenks	Americus V. Rice	Charles G. Williams
Milton J. Durham	Thomas L. Jones	Haywood Y. Riddle	Jere N. Williams
John R. Eden	Alanson M. Kimball	John Robbins	William B. Williams
Charles J. Faulkner	William S. King	William M. Robbins	Benjamin A. Willis
William H. Felton	J. Proctor Knott	Milton S. Robinson	Benjamin Wilson
Jesse J. Finley	Lucius Q. C. Lamar	Ezekiel S. Sampson	James Wilson
William H. Forney	Franklin Landers	John S. Savage	Jesse J. Yeates.
Greenbury L. Fort	Mark M. Landers	Alfred M. Scales	
Charles Foster	Lafayette Lane	James Sheakley	

Those not voting are—

Mr. Josiah G. Abbott	Mr. David Dudley Field	Mr. John K. Luttrell	Mr. William E. Smith
Lucien L. Ainsworth	Edwin Flye	L. A. Mackey	Milton I. Southard
William B. Anderson	Chapman Freeman	Levi Maish	William A. J. Sparks
Lyman K. Bass	William P. Frye	George W. McCrary	Alex. H. Stephens
George M. Beebe	Benoni S. Fuller	John A. McMahon	Thomas Swann
James B. Belford	James A. Garfield	Edwin R. Meade	Frederick H. Teese
Samuel N. Bell	Lucien C. Gause	Samuel F. Miller	Philip F. Thomas
Jos. C. S. Blackburn	Randall L. Gibson	Hernando D. Money	J. W. Throckmorton
Henry W. Blair	John M. Glover	William R. Morrison	John R. Tucker
Archibald M. Bliss	Jere Haralson	Jephtha D. New	Jacob Turney
Andrew R. Boone	John T. Harris	William J. O'Brien	John T. Wait
John Young Brown	Carter H. Harrison	Charles O'Neill	Charles C. B. Walker
William R. Brown	Julian Hartridge	Henry B. Payne	Gilbert C. Walker
Samuel D. Burchard	Charles Hays	James Phelps	John W. Wallace
John H. Burleigh	Eli J. Henkle	William A. Phillips	Ansel T. Walling
Charles W. Butts	Abram S. Hewitt	Henry L. Pierce	William Walsh
Thomas J. Cason	Benjamin H. Hill	Harris M. Plaisted	Elijah Ward
Simeon B. Chittenden	Solomon L. Hoge	Allen Potter	William W. Warren
John B. Clarke	Charles E. Hooker	Joseph Powell	Henry Watterson
John B. Clark, jr.	Eppa Hunton	Henry O. Pratt	William A. Wheeler
Philip Cook	Stephen A. Hurlbut	William J. Purman	John D. White
Samuel S. Cox	John A. Hyman	Charles B. Roberts	John O. Whitehouse
Lorenzo Danford	Frank Jones	Miles Ross	Richard H. Whiting
John M. Davy	Charles H. Joyce	Sobieski Ross	Scott Wike
Samuel A. Dobbins	John A. Kason	Jeremiah M. Rusk	Alpheus S. Williams
Beverly B. Douglas	William Lawrence	Milton Saylor	William W. Wilshire
George H. Durand	E. W. Leavenworth	Gustave Schleicher	Fernando Wood
Albert G. Egbert	J. V. Le Moine	John G. Schumaker	L. D. Woodworth
E. John Ellis	William M. Levy	William F. Slemmons	Casey Young.
James L. Evans			

So the amendment was not agreed to.

The question then being on the following amendment, viz: On page 28, line 667, to strike out "sixty" and insert *fifty*, said amendment was agreed to.

The question then being on the following amendment, viz: On page 38, line 929, to strike out "fifty" and insert *seventy-five*, said amendment was disagreed to.

The question then being on the following amendment, viz: On page 38, line 931, strike out "seventy-five" and insert *one hundred*, said amendment was disagreed to.

The question then being on the following amendment, viz: At line 1092 strike out these words: "Territory of Washington: For salaries of governor, chief-justice and two associate judges, at two thousand five hundred dollars each; and secretary at one thousand eight hundred dollars, eleven thousand eight hundred dollars," and insert in lieu thereof the following: *Territory of Washington: For salary of governor, two thousand five hundred dollars; and for chief-justice and two associate judges,*

at three thousand dollars each; and secretary at one thousand eight hundred dollars, thirteen thousand three hundred dollars, said amendment was not agreed to.

The question then being on the following amendment, viz: *Assay-office at Boise City, Idaho Territory: For salary of assayer, who shall also perform the duties of melter, one thousand eight hundred dollars; wages of workmen, fuel, chemicals, repairs, and other incidental expenses, one thousand three hundred dollars*, said amendment was agreed to.

The question then being on the following amendment, viz: In line 1761 strike out "four thousand dollars" and insert *four thousand five hundred dollars*, so that it will read: "For compensation of the Solicitor of the Treasury, four thousand five hundred dollars," said amendment was not agreed to.

On motion of Mr. Holman, by unanimous consent,

Ordered, That in the engrossment of the said bill the Clerk be authorized and directed to make the footings correspond to the amendments adopted.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

The Speaker announced the appointment of Mr. Benjamin Wilson as a member of the Committee on Commerce, to fill the vacancy occasioned by the resignation of Mr. Hereford.

By unanimous consent, leave of absence was granted to Mr. Turney for one week.

By unanimous consent, leave was granted to Mr. Tarbox to withdraw from the files of the House the papers in the case of Julius S. Bohrer.

On motion of Mr. Terry, by unanimous consent, the bill of the Senate (S. 947) for the relief of Jacob Senseney, of Winchester, Virginia, was taken from the Speaker's table, read twice, and referred to the Committee of Claims, not to be brought back into the House on a motion to reconsider.

Mr. Henderson, by unanimous consent, presented the petition of citizens of Moline, Illinois, praying for the repeal of laws imposing certain taxes on national banks; which was referred to the Committee of Ways and Means.

Mr. Martin I. Townsend presented petitions of citizens of Troy, New York, of similar import, which were referred to the same committee.

On motion of Mr. John L. Vance, by unanimous consent, the resolution of the Senate to print one thousand extra copies of the report of the Superintendent of the Coast Survey for 1876 was taken from the Speaker's table and referred to the Committee on Printing.

And then,

On motion of Mr. Holman, at 5 o'clock p. m., the House took a further recess until Monday morning, February 5, at 10 o'clock a. m.

AFTER THE RECESS.

(Monday, February 5, 1877—10 o'clock a. m.)

On motion of Mr. Banning, the House took a further recess until 11 o'clock and 40 minutes a. m.

AFTER THE RECESS.

Mr. Banning, by unanimous consent, presented petitions of citizens of Ohio, praying that certain laws imposing taxes on banks be repealed; which were referred to the Committee of Ways and Means.

Mr. Belford, by unanimous consent, presented memorials of the legislature of the State of Colorado, praying Congress to graduate the price of public lands in the State of Colorado not susceptible of irrigation, and for a grant of land to aid in the construction of the Golden, Georgetown and Central Railroad Company; which were referred to the Committee on the Public Lands.

Mr. Hopkins, by unanimous consent, from the Select Committee on the Centennial Celebration, submitted a report in writing in relation to the Government exhibits at the said Centennial Celebration; which was referred to the Committee on Public Buildings and Grounds and ordered to be printed.

Mr. Walling, by unanimous consent, presented a petition of citizens of Ohio, praying that a pension may be granted to William Majors, a soldier of the war of 1812; which was referred to the Committee on Revolutionary Pensions.

Mr. Platt, by unanimous consent, introduced a bill (H. R. 4571) to amend section 1556 of the Revised Statutes of the United States, approved June 20, 1874; which was read twice, referred to the Committee on Naval Affairs, and ordered to be printed.

Mr. Hartridge, by unanimous consent, introduced a bill (H. R. 4572) to remove the political disabilities of James D. Johnston, of Savannah, Georgia; which was read twice, ordered to be engrossed, read the third time, and passed, (two-thirds voting therefor.)

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Strait: A bill (H. R. 4573) to appropriate the proceeds of the sales of the public lands in the several States and Territories afflicted with grasshoppers or their eggs, to be used in the payment of bounties, or otherwise, for the destruction of such grasshoppers or their eggs, to the Committee on the Public Lands.

By Mr. Buckner: A bill (H. R. 4574) to provide for ascertaining and settling private land-claims in certain States and Territories, to the Committee on Private Land-Claims.

Mr. Buckner, by unanimous consent, presented a joint resolution of the general assembly of the State of Missouri, relating to the construction and completion of the Southern Trans-Continental Railway, on the line of the 32d and 35th parallels of latitude; which was referred to the Committee on the Pacific Railroad.

And then,

On motion of Mr. Clymer, at 11 o'clock and 59 minutes a. m., the House took a recess until 12 o'clock m., (Monday, February 5.)

AFTER THE RECESS.

(Monday, February 5, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Bagley, jr.: The petition of citizens of Brooklyn and New York, New York, for the repeal of the bank-tax law;

By Mr. Ballou: The petition of Thomas Coggshall, of the Aquidneck National Bank, of Newport, Rhode Island, of similar import; to the Committee of Ways and Means.

By Mr. Banning: The petition of W. W. Livingston, captain and brevet lieutenant-colonel, United States Army, that his Army-record be corrected so as to show that he is entitled to promotion to the rank of major of artillery before Captains McMullen and Scott of the artillery service, to the Committee on Military Affairs.

By Mr. Beebe: The petition of citizens of Orange, New York, that pensioners receive pensions from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Bliss: The petition of citizens of Brooklyn and Buffalo, New York, for the repeal of the bank-tax law;

By Mr. Bradford: The petition of citizens of Mobile, Alabama, of similar import;

By Mr. Bradley: The petition of A. F. R. Brailey and 22 other citizens of Saginaw, Michigan, of similar import; to the Committee of Ways and Means.

By Mr. William R. Brown: The petition of citizens of Kansas, for such legislation as will prevent the manufacture or importation in the United States of spirituous liquors, to the Committee on the Judiciary.

By Mr. Samuel D. Burchard: Two petitions, one from Daniel Heard and others, the other from Farnsworth & Smith, citizens of Wisconsin, for the repeal of the bank-tax law;

By Mr. John H. Caldwell: The petition of Thomas Henry and other bank-officers of Mobile, Alabama, of similar import;

By Mr. Cason: The petition of citizens of Miami, Indiana, of similar import;

By Mr. Clymer: The petition of citizens of Leechburgh, Pennsylvania, of similar import;

By Mr. Crounse: The petition of Samuel Peters and other citizens of Missouri, of similar import;

By Mr. Davis: The petition of William E. Anderson and 75 other business men of Raleigh, North Carolina, of similar import;

By Mr. Denison: The petition of H. W. Albee and others, of Ludlow, Vermont, of similar import; to the Committee of Ways and Means.

Also, the petition of George D. Barton and others, of Vermont, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Dunnell: Four petitions, signed respectively by William Mitchell and 80 others, J. C. Easton and 58 others, David Anthony and 80 others, and L. L. Bennett and 15 others, citizens of Minnesota, for the repeal of the bank-tax laws;

By Mr. Durand: Two petitions, one from twenty-four citizens of Howell, Michigan, the other from twenty-seven citizens of Brighton, Michigan, of similar import;

By Mr. Franklin: Two petitions, one from citizens of Weston, the other from citizens of West Waterville, Missouri, of similar import;

By Mr. Fuller: Seven petitions, signed respectively by G. P. Gillette and 120 others, of Evansville; D. Rayner and others, of Lafayette; J. A. Pennill and 75 others, of Zionsville; John Gilbert and 75 others, of Evansville; A. Gist and others, of Covington, and officers of the Central Bank, of Indianapolis, and of the People's Bank, at Portland, Indiana, of similar import; to the Committee of Ways and Means.

Also, the petition of A. J. Rutledge and 42 others, of Newburgh, In-

diana, for cheap telegraphy, to the Committee on the Post Office and Post-Roads.

By Mr. Gunter: The petition of citizens of Mount Comfort, Arkansas, for the repeal of the bank-tax laws;

By Mr. Hathorn: Two petitions, one from Oswego, and the other from citizens of Schnylersville, New York, of similar import; to the Committee of Ways and Means.

By Mr. Henderson: Two petitions, one from John Buffum and 10 others, of Andalusia, the other from W. L. Hay and 14 others, of Bureau County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hendee: The petition of citizens of New Windsor, Maryland, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Abram S. Hewitt: The petition of eight thousand citizens of Vermont, regardless of sect or party distinction, condemning the action of the corrupt and partisan returning-boards of Louisiana, Florida, and South Carolina, which seek to subvert the will of the people, and approving the action of the House of Representatives in sending committees to those States to investigate the true condition of affairs therein, to the Committee on the Powers and Duties of the House of Representatives in Counting the Vote for President and Vice President of the United States.

By Mr. Hubbell: Three petitions, signed respectively by Norman Larabe and 75 others, of Eastport; John Christie and 20 others, of Benzie County; and E. W. Trout, B. B. Chadwick, and 50 other citizens of Reed City, Michigan, for cheap telegraphy;

By Mr. Hurd: The petition of Charles Greely and others, of Milton Center, Ohio, of similar import;

By Mr. Joyce: The petition of citizens of Ripton, Vermont, of similar import; to the Committee on the Post-Office and Post-Roads.

By Mr. Knott: The petition of citizens of Carlisle, Kentucky, for the repeal of the bank-tax laws;

By Mr. Magoon: The petition of J. W. Douglass and 52 other citizens of Shullsburgh, Wisconsin, of similar import;

By Mr. McCrary: The petition of citizens of Brighton, Iowa, of similar import; to the Committee of Ways and Means.

Also, the petition of Samuel Knauss, late a private in Company B, Thirty-seventh Regiment Iowa Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. McFarland: The petition of R. C. G. Fry and 27 others, of Greene County, Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Metcalfe: The petition of citizens of Fort Ann, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Miller: Two petitions, one from thirty-one citizens of Riverhead, New York, the other from seven citizens of Binghamton, New York, of similar import, to the Committee on Banking and Currency.

By Mr. Morgan: Six petitions, signed respectively by G. G. Easton & Co. and 17 others, of Hannibal, R. L. McElhaney and 23 others, of Springfield, Paul F. Thornton and 37 others, of Vernon County, C. H. Brown & Co. and others, of Lamar, C. W. Flower and 22 other citizens

of Joplin, and O. D. Knox and 26 other citizens of Bolivar, Missouri, of similar import;

By Mr. Oliver: The petition of A. W. Hubbard and others, of Sioux City, Iowa, of similar import;
to the Committee of Ways and Means.

Also, the petition of William H. Higgins and other citizens of Iowa, for cheap telegraphy;

By Mr. Page: The petition of citizens of California, of similar import;
By Mr. William A. Phillips: The petition of citizens of Kansas, of similar import;
to the Committee on the Post-Office and Post-Roads.

By Mr. Platt: The petition of citizens of Havana, New York, for the repeal of the bank-tax law;

By Mr. Potter: The petition of John J. Bush and 32 other citizens of Lansing, Michigan, of similar import;
to the Committee of Ways and Means.

By Mr. William M. Robbins: The petition of citizens of Mount Monroe, North Carolina, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Sampson: Two petitions, one from W. F. McCluny and 161 other citizens of Henry County, the other from L. F. Smith and 7 others, citizens of Winterset, Iowa, for the repeal of the bank-tax laws;

By Mr. Saylor: Two petitions, one from J. S. Perdue & Co. and other citizens of Minerva, the other from citizens of Washington Court-House, Ohio, of similar import;

By Mr. Strait: Four petitions, signed respectively by A. J. Fowler and others, of Lake City, Minnesota, by citizens of Red Wing, Albert Lea, and Lake City, of similar import;
to the Committee of Ways and Means.

By Mr. Swann: Two petitions, one from Slingluff & Co. and 16 other firms of Baltimore, the other from S. Taylor & Co. and 17 other firms of the same city, of similar import, to the Committee on Banking and Currency.

By Mr. Thornburgh: The petition of J. W. Lillard and 100 other citizens of Knoxville, Tennessee, of similar import, to the Committee of Ways and Means.

By Mr. Throckmorton: The petition of R. W. Collins and others, of Texas, for cheap telegraphy;

By Mr. Waddell: The petition of citizens of North Carolina, of similar import;

By Mr. Waldron: The petition of G. S. Bartholomew and 50 other citizens of Reading, Michigan, of similar import;
to the Committee on the Post-Office and Post-Roads.

By Mr. Whitthorne: Three petitions, signed respectively by John R. Bond and 60 others of Brownsville, J. M. Fowler and others of Columbia, and B. Richmond and others of Memphis, all citizens of Tennessee, of similar import, to the Committee on Banking and Currency.

By Mr. Willis: The petition of Lillie Devereux Blake, for the removal of her political disabilities, to the Committee on the Judiciary.

By Mr. James Wilson: Two petitions, one from citizens of Bellefontaine, the other from citizens of Wapello, Iowa, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By unanimous consent, bills and joint resolutions were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Frank Jones: A bill (H. R. 4575) for the erection of a Dabsl

trumpet-signal on Whale's Back Island, in the harbor of Portsmouth, New Hampshire, to the Committee on Commerce.

By Mr. Young: A bill (H. R. 4576) to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee, to the Committee on Public Buildings and Grounds.

Also, a bill (H. R. 4577) providing for the incorporation of the Barrataria Ship-Canal Company, to the Committee on Commerce.

By Mr. Kidder: A bill (H. R. 4578) to extend the jurisdiction of the district and circuit courts of the United States for the punishment of crimes over Indian reservations within the limits of any State or organized Territory, to the Committee on Revision of the Laws.

Also, a bill (H. R. 4579) for the relief of Edward T. Ryan, to the Committee on Military Affairs.

Also, a bill (H. R. 4580) authorizing the legislative assembly of the Territory of Dakota by general incorporation acts to permit persons to associate themselves together as bodies corporate for the transportation of freight and passengers by land or water, to the Committee on the Territories.

By Mr. Hardenbergh: A joint resolution (H. Res. 187) for re-adjustment of claims in the District of Columbia, to the Committee for the District of Columbia.

By Mr. Wait: A bill (H. R. 4581) for the relief of James A. Bates, to the Committee on Military Affairs.

By Mr. Willis: A bill (H. R. 4582) authorizing the Commissioner of Patents to extend the patent of Horace A. Stone, for improvements in the manufacture of cheese, to the Committee on Patents.

Also, a bill (H. R. 4583) to remove the political disabilities of Lillie Deveau Blake;

By Mr. Leavenworth: A bill (H. R. 4584) to relieve the political disabilities of Matilda Joslyn Gage;

By Mr. O'Neill: A bill (H. R. 4585) to validate and confirm certain acknowledgments of deeds and other instruments of writing under seal made in a foreign country for lands lying in the District of Columbia, and the records thereof; to the Committee on the Judiciary.

Also, a bill (H. R. 4586) to encourage emigration of citizens of the United States to such portions of the public domain as are open to pre-emption under the homestead laws, to the Committee on the Public Lands.

Also, a bill (H. R. 4587) to re-instate Robert P. Wilson, late captain Fifth United States Cavalry, to his former rank in the service;

Also, a bill (H. R. 4588) for the relief of Mrs. E. R. Hutton; to the Committee on Military Affairs.

By Mr. Hurlbut: A bill (H. R. 4589) to re-establish certain land-offices therein named, to the Committee on the Public Lands.

By Mr. Mackey: A bill (H. R. 4590) granting a pension to Abram V. Miller, late a lieutenant in Company E of the One hundred and eighty-fourth Regiment of Pennsylvania Volunteers, to the Committee on Invalid Pensions.

By Mr. Luttrell: A joint resolution (H. Res. 188) concerning the Round Valley Indian reservation, in California, to the Committee on the Public Lands.

By Mr. MacDougall: A bill (H. R. 4591) to authorize the President to appoint Dr. Thomas Owens an assistant surgeon in the Navy, to the Committee on Naval Affairs.

Mr. Strait, by unanimous consent, presented joint resolutions of the legislature of the State of Minnesota; which were severally referred as follows, viz :

A joint resolution, approved January 17, 1877, requesting the Senators and Representatives from Minnesota in the Congress of the United States to secure, if possible, such legislation as will appropriate the proceeds of the sales of public lands in the several States afflicted with grasshoppers to those States, to be used in the payment of bounties for the destruction of such grasshoppers ;

A joint resolution, approved January 19, 1877, requesting the House of Representatives of the United States Congress to pass the bill (S. 547) for the relief of certain settlers on odd-numbered sections ; to the Committee on the Public Lands.

A joint resolution, approved January 23, 1877, requesting the United States Senators and Representatives from Minnesota to use their efforts to secure a bounty for the destruction of grasshoppers and their eggs, to the Committee on Agriculture.

Mr. Frank Jones, by unanimous consent, presented the petitions of citizens of New Hampshire praying that the law authorizing the assessment of taxes on the capital, deposits, and circulation of banks be repealed ; which were referred to the Committee of Ways and Means.

Mr. Kidder, by unanimous consent, presented memorials of the legislative assembly of the Territory of Dakota, praying for the ratification of the agreement with the Sioux Indians for the cession of the Black Hills, and for the organization of a new Territory out of the northern part thereof, to be called Pembina ; which were respectively referred to the Committees on Indian Affairs and Territories.

Mr. Mutchler, by unanimous consent, submitted the following resolution ; which was referred to the Committee on Printing, viz :

Resolved, That the Clerk of the House is hereby authorized and directed to procure from the proprietors fifty copies of Hickey's Constitution of the United States for the use of each member, provided the same can be obtained at the rate of \$1.50 per copy.

On motion of Mr. Eden, by unanimous consent, the bill of the Senate (S. 1128) to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto, was taken from the Speaker's table, read twice, and referred to the Committee on War-Claims, not to be brought back into the House on a motion to reconsider.

Mr. Clymer, by unanimous consent, from the Committee on Appropriations, to which was referred the bill of the House (H. R. 4306) for the relief of the representatives of Sidney F. Stilley, late postmaster at Washington, North Carolina, with amendments of the Senate thereto, reported the same recommending non-concurrence in the said amendments.

Ordered, That the House disagree to the said amendments of the Senate, and that the said bill and amendments be printed.

Ordered, That the Clerk acquaint the Senate with said disagreement to its amendments to the said bill.

Mr. Hale, by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 4188) making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes, with amendments of the Senate thereto, reported the same, recommending non-concurrence in the said amendments.

Ordered, That the House disagree to the said amendments of the Senate, and that said bill and amendments be printed.

Ordered, That the Clerk acquaint the Senate with said disagreement to its amendments to the said bill.

Mr. Dunnell, by unanimous consent, presented joint resolutions of the legislature of Minnesota, asking for the passage of the bill (S. 547) for the relief of certain settlers on the public lands; which was referred to the Committee on the Public Lands.

Mr. Humphreys, by unanimous consent, from the Committee of Accounts, reported the following resolutions; which were read, considered, and agreed to, viz:

Resolved, That the Clerk of the House of Representatives be, and is hereby, authorized and directed to pay out of the contingent fund to Francis A. Page, an employé of this House on the soldiers' roll, the amount of his salary as a disabled soldier from July 15, 1876, the date when he was last paid, to September 1, 1876, amounting to \$160.

Resolved, That the Clerk of the House of Representatives is hereby instructed and authorized to pay to William P. Thomas \$59.34 for service rendered in the Doorkeeper's department from April 1 to 15, 1876, inclusive.

Mr. Humphreys moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Cox, by unanimous consent, submitted the following resolution, and moved its reference to the Committee on Rules, viz:

Resolved, That the rules of the House be, and hereby are, so amended that, pending the counting of the electoral vote and when the House is not required to be engaged thereon, it shall, on assembling each calendar day after recess and every preceding day, proceed at and after twelve o'clock m. with its business as though the legislative day had expired by adjournment.

Pending which,

Mr. O'Brien made the point of order that the House must now proceed to the regular order of business, viz, the call of States and Territories for bills on leave and joint resolutions, as on the regular legislative day of Monday.

The Speaker overruled the point of order, on the ground that the House could not perform an act forbidden by law; that the House having agreed with the Senate to pass a bill, which had become a law, forbidding an adjournment pending the counting of the electoral vote for President and Vice-President, the legislative day of Thursday, February 1, must continue, so far as the business of the House was concerned, until otherwise ordered, and that consequently a motion to adjourn not being in order, the call of States and Territories, being Monday's business, was not in order.

After debate,

Mr. Fernando Wood moved to amend the motion of Mr. Cox by striking out the word "Rules" and inserting *Judiciary*; which motion was agreed to.

The question then recurring on the motion of Mr. Cox, as amended by the motion of Mr. Wood, the same was agreed to.

So the resolution was referred to the Committee on the Judiciary.

Mr. Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have directed me to request the return of the resolution of the Senate of January 22, to print 1,000 extra copies of the report of the board of health of the District of Columbia for the year 1876, for the use of said board.

Mr. Waldron, from the Committee on Appropriations, to which was recommitted the bill of the House H. R. 4559, (deficiency appropriations,) reported the same with amendments.

Ordered, That the bill be committed to a Committee of the Whole House on the state of the Union and, with the amendments, printed.

Mr. James Wilson reserved all points of order on the said bill.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did this day (February 5, 1877) present to the President of the United States bills and a joint resolution of the House numbered respectively as follows, viz:

H. R. 1558, 2736, 3156, 3367, 4473, and H. Res. 181.

By unanimous consent, leave of absence was granted to Mr. Teese until the 9th of February next.

By unanimous consent, leave was granted Mr. Dunnell to withdraw from the files of the House the commission of James M. Lee as captain of volunteers.

And then,

On motion of Mr. Cox, at 1 o'clock and 45 minutes p. m., the House took a further recess until to-morrow (Tuesday) morning, (February 6, at 10 o'clock a. m.

AFTER THE RECESS.

(Tuesday, February 6, 1877—10 o'clock a. m.)

On motion of Mr. Waddell, the House took a further recess until 11 o'clock and 55 minutes a. m.

AFTER THE RECESS.

(11 o'clock and 55 minutes a. m., February 6.)

On motion of Mr. Blount, by unanimous consent, the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, was taken from the Speaker's table, read twice, and referred to the Committee on Appropriations, with leave to report thereon at any time.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Bliss: A bill (H. R. 4592) to provide for the removal of the sand-bar at Newtown Creek, between Brooklyn and Long Island City, in the State of New York, where it empties into East River, so that vessels of greater tonnage may navigate said stream, for the greater facility of commerce, to the Committee on Commerce.

By Mr. Finley: A bill (H. R. 4593) granting to the trustees of the Presbyterian congregation in Saint Augustine, Florida, a lot of land on which to erect a church building and parsonage, to the Committee on the Public Lands.

By Mr. Haymond: A bill (H. R. 4594) authorizing the Secretary of the Treasury to exempt from customs-duty a tabernacle and accompanying articles imported for the use of the University of Notre Dame, Indiana, to the Committee of Ways and Means.

And then,

By unanimous consent, at 11 o'clock and 59 minutes a. m., the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Tuesday, February 6, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Ainsworth: The petition of one hundred and three citizens of Adel, Iowa, for the repeal of the bank-tax laws;

By Mr. John H. Bagley, jr.: Three petitions from citizens of Illinois, of similar import;

By Mr. Banks: The petition of W. C. Thompson, of Lynn, Massachusetts, that greenbacks may be received in payment of customs-duties and all other dues to the Government;

By Mr. Blackburn: The petition of citizens of Woodford County, Kentucky, for the repeal of the bank-tax laws;

By Mr. Boone: The petition of J. M. Gill and others, of Kentucky, of similar import;
to the Committee of Ways and Means.

By Mr. Horatio C. Burchard: The petition of citizens of Illinois, for cheap telegraphy;

By Mr. George Q. Cannon: The petition of citizens of Rush Lake, Utah, for cheap telegraphy;
to the Committee on the Post-Office and Post-Roads.

By Mr. Caswell: The petition of G. Van Steinwick and 136 other citizens of La Crosse, Wisconsin, for the repeal of the bank-tax laws;

By Mr. Cate: The petition of J. W. Bingham and others, of New London, Wisconsin, of similar import;

By Mr. Caulfield: The petition of citizens of Charleston, Illinois, of similar import;

By Mr. Crapo: The petition of the National Bank of Redemption and 13 other banking institutions of Massachusetts, of similar import;

Also, the petition of T. Hoffman and 26 others, of Stockbridge, Massachusetts, of similar import;

to the Committee of Ways and Means.

By Mr. Cutler: A paper relating to the establishment of a post-route from Morris Plains to Parsippany, via Littletown;

By Mr. Davis: Three papers relating to the establishment of post-routes between Clayton and Wilson, between Nashville and Peachtree, and between Raleigh and Rogers's Store, North Carolina;

By Mr. Davy: The petition of citizens of Webster, New York, for cheap telegraphy;

to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Rochester, New York, for the repeal of the bank-tax laws;

By Mr. Durand: The petition of F. F. Hyatt and 42 other citizens of Flint, Michigan, of similar import;

By Mr. Durham: The petition of citizens of Lexington, Kentucky, of similar import;

to the Committee of Ways and Means.

By Mr. Egbert : The petition of citizens of East Greene, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Scranton, Pennsylvania, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Finley : The petition of citizens of Saint Augustine, Florida, for the donation of a certain lot of land in said city by the United States on which to erect a church building, to the Committee on the Public Lands.

By Mr. Forney : The petition of citizens of Mobile, Alabama, for the repeal of the bank-tax laws ;

By Mr. Fort : Two petitions, one from James Rodgers and 170 other citizens, of Illinois, the other from E. A. Bowen and 100 other citizens of Mendota, Illinois, of similar import ;

By Mr. Glover : Two petitions, one from fifty-seven citizens of Bates and Butler Counties, the other from one hundred and fifty-four citizens of the twelfth congressional district of Missouri, of similar import : to the Committee of Ways and Means.

Also, the petition of J. F. Howard, M. D., Columbus Alexander, J. E. Morgan, M. D., and 26 other citizens of the District of Columbia, for an appropriation for the erection of the Washington Inebriate Asylum, to the Committee on Appropriations.

By Mr. Goode : The petition of the Mexican Veteran Association of Norfolk and Portsmouth, Virginia, that pensions may be granted to them without reference to political disabilities, and that the same may date from the time of their discharge, to the Committee on Invalid Pensions.

By Mr. Gunter : The petition of John A. Purner, of Washington, D. C., for compensation for damage to his property by reason of a change of the drainage of the grounds of the Soldiers' Home, to the Committee for the District of Columbia.

By Mr. Hale : The petition of Daniel Farnsworth and 37 other citizens of Jonesborough, Maine, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Harrison : Three petitions from citizens of Manchester, Chicago, and Ford County, Illinois, for the repeal of the bank-tax laws :

Also, the petition of the Board of Trade of Chicago, Illinois, of similar import ;

By Mr. Haymond : The petition of twenty-one citizens of Monticello, Indiana, of similar import ;
to the Committee of Ways and Means.

By Mr. Hill : Memorial of Mary Ann Washington, that her title to certain lands at Hot Springs, Arkansas, may not be destroyed, to the Committee on the Public Lands.

By Mr. Hopkins : The petition of one hundred and fifty-one bank-officers and business men of Pittsburgh, Pennsylvania, for the repeal of the bank-tax laws ;

By Mr. Hunton : Two petitions, one from R. B. Holladay, cashier of the Union Bank of Winchester, the other from other citizens of Winchester, Virginia, of similar import ;

By Mr. Kasson : The petition of citizens of Iowa, of similar import : to the Committee of Ways and Means.

By Mr. Kidder : The petition of two hundred and fifty citizens of Northeast Dakota, for a new land-district in Northern Dakota, and location of local land-office therefor at Pembina, Dakota Territory, to the Committee on the Public Lands.

By Mr. George M. Landers : The petition of Charles W. Brown and 30 others of Stamford, Connecticut, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Franklin Landers : The petition of fifty-five citizens of Greensburgh, Indiana, that pensioners be granted pension from the date of their discharge, to the Committee on Invalid Pensions.

Also, the petition of fifty-five citizens of Cartersburgh, Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Lawrence : Two petitions, one from citizens of Loudonville, the other from citizens of Pomeroy, Ohio, for the repeal of the bank-tax laws ;

By Mr. Leavenworth : The petition of Lewis H. Redfield, William Brown Smith, and 38 other citizens of Canandaigua, New York, of similar import ;

By Mr. Le Moyne : Three petitions from citizens of Chicago and Douglas County, Illinois, of similar import ;

By Mr. Lynch : Two petitions, one from David Ferguson and 20 others, bankers of Milwaukee, the other from M. W. McDonnell and 32 others, bankers and citizens of Wisconsin, of similar import ;

By Mr. Mackey : Three petitions from citizens of Dauphin and Lebanon Counties, from citizens of Germantown, and from citizens of Freeport, Pennsylvania, of similar import ;
to the Committee of Ways and Means.

By Mr. Magoon : The petition of L. D. Hopkins and 62 other citizens of Crawford County, Wisconsin, for cheap telegraphy, to the Committee on the Post-office and Post-Roads.

By Mr. Maish : Three petitions from citizens of Pennsylvania, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Morgan : A paper relating to the establishment of a post-route from Dayton, via Shoalsburgh, to Murphysburgh, Missouri, to the Committee on the Post-Office and Post-Roads.

By Mr. Mutchler : Two petitions from citizens of Pennsylvania, for the repeal of the bank-tax laws ;

By Mr. O'Neill : The petition of citizens of Pennsylvania, of similar import ;
to the Committee of Ways and Means.

Also, the petition of physicians and surgeons, for the printing by the Government of the subject-catalogue of the National Medical Library, to the Committee on Appropriations.

By Mr. Page : Memorial of J. M. Hogan, for compensation on account of damages sustained by depredations of Indians, to the Committee on Indian Affairs.

By Mr. John F. Philips : The petition of citizens of Missouri, for the repeal of the bank-tax laws ;

By Mr. William A. Phillips : The petition of citizens of Topeka, Kansas, of similar import ;

By Mr. Plaisted : The petition of J. Dingley and 15 other citizens of Auburn, Maine, of similar import ;

By Mr. Rea : The petition of citizens of the States of Missouri and Illinois, of similar import ;

By Mr. John Reilly : Four petitions from sixty citizens of Pennsylvania, of similar import ;

By Mr. Roberts : The petition of citizens of Baltimore, Maryland, of similar import ;

By Mr. Miles Ross : Five petitions from citizens of Linden, Rahway,

Woodbridge, New Brunswick, Randolph, Rochester, Jersey City, and Pitt's Grove, New Jersey, of similar import; to the Committee of Ways and Means.

By Mr. Scales: A paper relating to a post-route from Centre to Greensborough, by way of Ryan Old Cross-Roads, North Carolina, to the Committee on the Post-Office and Post-Roads.

By Mr. Sheakley: The petition of citizens of Allentown, Pennsylvania, for the repeal of the bank-tax laws;

By Mr. Sparks: The petition of citizens of Illinois, of similar import;

By Mr. Springer: Four petitions from citizens of Quincy, Illinois, Cincinnati, Ohio, and Aledo, Illinois, of similar import;

By Mr. Stevenson: Three petitions from citizens of Rock Island, Jacksonville, and Quincy, Illinois, of similar import;

By Mr. Thomas: The petition of twenty-one citizens of Baltimore, Maryland, of similar import;

By Mr. Washington Townsend: The petition of W. H. Foster and 43 other citizens of Honesdale, Pennsylvania, of similar import;

By Mr. Tufts: The petition of citizens of Decorah, Iowa, of similar import;

By Mr. Van Vorhes: The petition of John G. Peebles and other officers of various banking institutions of Portsmouth, Ohio, of similar import;

By Mr. John W. Wallace: The petition of Francis P. Steel and other bankers of Philadelphia, of similar import;

By Mr. Walsh: The petition of H. H. Haines and other citizens of Washington County, Maryland, of similar import;

By Mr. Warner: The petition of John B. Robertson and 81 other citizens of Connecticut, of similar import;

By Mr. James Williams: Three petitions from citizens of Wilmington, Milford, and Newark, Delaware, of similar import; to the Committee of Ways and Means.

By Mr. William B. Williams: The petition of Charles McKillip, and 31 other citizens of Muskegon, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Alan Wood, jr.: The petition of citizens of Mount Carmel, Pennsylvania, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Henkle: The petition of the mayor and city council of Baltimore, Maryland, for the removal of Fort Carroll from the Patapsco River, to the Committee on Commerce.

On motion of Mr. Waldron, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Eden reported that the committee, having had under consideration the bill of the House H. R. 4559, (deficiency appropriations,) had come to no resolution thereon.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed bills of the following titles, viz:

S. 1001. An act to provide for the disposition of Fort Dalles military reservation;

S. 1083. An act to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872;

S. 1163. An act for the relief of settlers on the public lands under the pre-emption laws;

S. 1202. An act for the relief of John A. Darling;

S. 1203. An act to remove the political disabilities of M. L. Bonham, of South Carolina ;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have instructed me to return to the House of Representatives the bill of the House (H. R. 3628) establishing post-roads, with amendments of the Senate thereto, upon which the House of Representatives have asked a conference, with the request that the appointment of managers on the part of the House may accompany the request for further conference.

The Senate have passed, without amendment, a bill of the House of the following title, viz :

H. R. 967. An act authorizing the survey of certain townships in Michigan, and making an appropriation therefor.

The President of the United States has notified the Senate that he did, on the 31st of January last, approve and sign a bill of the Senate of the following title, viz :

S. 155. An act to amend sections 533, 556, and 572 of the Revised Statutes of the United States.

The Speaker, by unanimous consent, laid before the House various executive communications ; which were severally disposed of as follows, viz :

I. A letter from the Secretary of War, transmitting a report on the services of Captain Thomas H. Bradley, to the Committee on Military Affairs.

II. A letter from the Secretary of War, transmitting a report on the survey of the Union Pacific Railway, to the Committee on the Pacific Railroad.

III. A letter from the Secretary of War, transmitting estimates for the support of the Army for the fiscal year ending June 30, 1878 ;

IV. A letter from the Secretary of the Interior, transmitting estimates of appropriation for Fort Peck Indians ;
to the Committee on Appropriations.

V. A letter from the Secretary of the Interior, transmitting a memorial of the Pottawatomies in regard to payments under treaty, to the Committee on Indian Affairs.

VI. A letter from the Secretary of War, transmitting a report of the survey of the Union Pacific Railway, to the Committee on the Pacific Railroad and ordered to be printed.

The Speaker announced the appointment of Mr. John B. Clark, jr., Mr. Holman, and Mr. Cannon as the managers on the part of the House at the conference heretofore requested with the Senate on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3628) establishing post-routes.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, leave of absence for one day was granted to Mr. John Reilly.

By unanimous consent, leave was granted to Mr. Gunter to withdraw from the files of the House the papers in the case of John O. Ray and others.

Mr. Clymer, at 3 o'clock and 5 minutes p. m., moved that the House take a further recess until 10 o'clock a. m. to-morrow, (Wednesday, February 7.)

Pending which,

Mr. Jenks, by unanimous consent, from the Select Committee to In

investigate the Recent Election in Louisiana, reported the testimony taken by the said committee.

Ordered, That all testimony taken by the said committee which has not been printed be printed.

Mr. Jenks moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Caulfield, from the Committee on the Judiciary, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the salary of James B. Belford, the member from the new State of Colorado, shall begin from the date of his election, to wit the 3d day of October, 1876.

Mr. Caulfield moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Banning, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the message of the President of the United States of the 15th of January last, in relation to the joint resolution of the House (H. Res. 169) authorizing the Secretary of War to supply blankets to the reform-school in the District of Columbia, and the same was referred to the Committee on Appropriations.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Stone: A bill (H. R. 4595) granting a pension to James Cullinam, father of the late Timothy Cullinam, private in Company E, of the Second Battalion Eighteenth Regiment United States Infantry, to the Committee on Invalid Pensions.

By Mr. Willis: A bill (H. R. 4596) for the relief of James E. Macklin, lieutenant Eleventh Infantry, United States Army, to the Committee on Military Affairs.

Also, a bill (H. R. 4597) granting a pension to Mary Sheridan, mother of James Sheridan;

Also, a bill (H. R. 4598) granting a pension to Robert Butler;

By Mr. Kasson: A bill (H. R. 4599) to grant a pension to W. H. Cummins, late private Company H, Eighth Iowa Infantry Volunteers, to the Committee on Invalid Pensions.

By Mr. Crapo: A bill (H. R. 4600) granting an American registry to the British bark W. A. Farnsworth and changing the name of said vessel to the Lapwing, to the Committee on Commerce.

By Mr. Flye: A bill (H. R. 4601) granting a pension to Sarah A. Wharton, to the Committee on Invalid Pensions.

By Mr. Riddle: A bill (H. R. 4602) for the relief of Martha E. Bettis, of Sumner County, Tennessee, to the Committee on War-Claims.

By Mr. Hyman: A bill (H. R. 4603) for the relief of the representatives of Sydney F. Stillely, late postmaster at Washington, North Carolina, to the Committee on Claims.

By Mr. Springer: A bill (H. R. 4604) to authorize the President to re-instate E. R. Ames, late captain Sixth Infantry, and assign him to a regiment;

Also, a bill (H. R. 4605) granting an honorable discharge to Milo M. Adams, of Company D, One hundred and eleventh Regiment Pennsylvania Volunteer Infantry; to the Committee on Military Affairs.

By Mr. James Williams: A bill (H. R. 4606) for the relief of Owen

T. Edgar, Charles G. Evans, William W. Graham, Charles B. Smith, and the heirs of Joseph J. P. Ourdan, to the Committee of Claims.

By Mr. William A. Phillips: A bill (H. R. 4607) to provide for the disposition of unclaimed public lands, to the Committee on the Public Lands.

By Mr. Watterson: A bill (H. R. 4608) for the benefit of the heirs of Lucy A. Barker, to the Committee on War-Claims.

On motion of Mr. Throckmorton, by unanimous consent,

Ordered, That the bill of the House (H. R. 4532) limiting rates for the transportation of freight and passengers over the bridge constructed by the Union Pacific Railroad Company across the Missouri River at Omaha, Nebraska, heretofore made the special order for January 31, after the morning hour, be considered after the next morning hour, not to interfere with any of the general appropriation bills.

On motion of Mr. McCrary, by unanimous consent, the Committee on the Judiciary was discharged from the further consideration of the memorial of W. A. Britton, of Arkansas, and the same was referred to the Committee on Appropriations.

Mr. Leavenworth, by unanimous consent, submitted the following preamble and resolution, which were referred to the Committee on Public Buildings and Grounds, viz :

Whereas it is a matter of great public interest that the beautiful but comparatively naked grounds about the Capitol should be adorned with trees and shrubbery at the earliest practicable day ; and whereas the persons now employed to accomplish this very desirable object seem to be profoundly ignorant of the first elements of the science of arboriculture ; this appears—

First. By their neglect to remove all superfluous branches ;

Second. By omitting to form symmetrical heads to the trees ; and

Third. By neglect to cut in the branches which form the heads, in consequence of which neglect a very unusual and unnecessary proportion of said trees, amounting in some parts of the grounds to one-half, have died, and those which have survived have no beauty of form and little constitutional vigor : Therefore,

Resolved, That the Committee on Public Buildings and Grounds be, and they are hereby, instructed to inquire into the necessity of causing some suitable person to be employed to perform this important work.

Mr. Saylor, by unanimous consent, presented the memorial of the Chamber of Commerce of Cincinnati, Ohio, praying the passage of the bill of the House (H. R. 4339) to authorize and equip an expedition to the Arctic seas ; which was referred to the Committee on Naval Affairs and ordered to be printed in the Record.

Mr. Rainey, by unanimous consent, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 832) to increase the pension of Helen M. Stansbury, reported the same without amendment.

Ordered, That the said bill be committed to a Committee of the Whole House, and, with the accompanying Senate report, be printed.

On motion of Mr. Rainey, the same committee was discharged from the further consideration of the petition of Margaret A. Gillem, widow of General A. C. Gillem, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Fenn, by unanimous consent, presented the memorial of the legislative assembly of Idaho Territory, for reducing the limits of the Fort Hall Indian reservation ; which was referred to the Committee on Indian Affairs.

On motion of Mr. Blount, by unanimous consent, the bill of the Senate (S. 286) for the relief of W. S. McComb, of the State of Georgia, was taken from the Speaker's table, read twice, and referred to the Committee on Military Affairs, not to be brought back into the House on a motion to reconsider.

Mr. Bagby, by unanimous consent, from the Committee on Invalid Pensions, to which were referred bills of the Senate of the following titles, viz :

S. 882. An act granting a pension to Stillman E. Dix, of Hampton, Virginia ;

S. 980. An act granting a pension to Irena Garrett ;

S. 813. An act granting an increase of pension to Lawrence P. N. Landrum ;

reported the same without amendment.

Ordered, That the said bills be committed to a Committee of the Whole House and printed.

And then the motion of Mr. Clymer was agreed to, and the House, at 3 o'clock and 30 minutes p. m., took a further recess.

AFTER THE RECESS.

(Wednesday, February 7, 1877.)

Mr. Bagby, by unanimous consent, from the Committee on Invalid Pensions, to which was referred the bill of the House (H. R. 4156) granting a pension to Mary K. Patton, widow of John Van O. Patton, deceased, reported the same with a substitute therefor, accompanied by a report in writing thereon ; which bill, (H. R. 4609,) granting a pension to Mary K. Patton, was read twice and, with the report, committed to a Committee of the Whole House and ordered to be printed.

Mr. Bagby, also by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 3844) granting a pension to Mary B. Marsh, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

On motion of Mr. Bagby, also by unanimous consent, the same committee was discharged from the further consideration of the bills of the House of the following titles, viz :

H. R. 2717. A bill granting a pension to Hugh McGovern ; and

H. R. 3382. A bill granting a pension to Mary Clarke Bard, of Pennsylvania ;

and the same were laid on the table.

Ordered, That the accompanying reports be printed.

On motion of Mr. Bagby, also by unanimous consent, the same committee was discharged from the further consideration of the petition of Elizabeth Rose, and the same was referred to the Committee on Military Affairs.

Mr. Bagby, also by unanimous consent, from the same committee, reported a bill (H. R. 4610) to regulate the adjudication of pension cases, to authorize the appointment of pension surgeons, and to repeal sections 4744, 4771, 4772, 4773, 4774, 4775, and 4777 of the Revised Statutes ; which was read twice, ordered to be printed, and recommitted to the said committee, not to be brought back into the House upon a motion to reconsider.

And then,

The hour of 11 o'clock and 59 minutes p. m. (February 7) having arrived, the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Wednesday, February 7, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Remonstrance of citizens of Philadelphia against the passage of the bill (S. 796) for a further extension of a patent for buckles to Sheldon S. Hartshorn, to the Committee on Patents.

By Mr. Banning: The petition of Rufus S. Lord, S. T. Herring, and H. C. Burrell, for the passage of the House bill providing that pensioners may be provided with a truss upon application, to the Committee on Military Affairs.

By Mr. Blair: A paper relating to the establishment of a post-route between Jefferson and Highland, New Hampshire;

By Mr. Bland: A paper relating to the establishment of a post-route from Marshfield, by way of Ava, to Yellville, Arkansas;

By Mr. Bradley: The petition of A. R. Mather and 65 others, of Montcalm County, Michigan, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

By Mr. Horatio O. Burchard: The petition of citizens of Waukegan, Illinois, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Burleigh: The petition of Enoch Allen and others, of East Parsonfield, Maine, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Campbell: The petition of J. S. Underhill and 29 others, of Tonica, Illinois, for the repeal of the bank-tax laws;

By Mr. Joseph G. Cannon: The petition of Stone & Gere and other citizens of Tolono, Illinois, of similar import; to the Committee on Banking and Currency.

By Mr. Crounse: The petition of G. W. Pugh and others, of Nebraska, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Dauford: Three petitions, signed respectively by R. Brinkerhoff and other citizens of Mansfield, John Dunlap, of New Athens, and Wesley Sandige and 27 others, of Beach City, Ohio, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Douglas: The petition of H. H. Lewis, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Faulkner: The petition of George W. Murphy, of Morgantown, West Virginia, to have refunded to him certain costs and expenses incurred for medical attendance for a disabled United States soldier, to the Committee on War-Claims.

By Mr. Fort: The petition of fifty-four citizens of Ford County, Illinois, for the repeal of the bank-tax laws;

By Mr. Garfield: Two petitions, one from citizens of Batavia, the other from citizens of Martin's Ferry, Ohio, of similar import; to the Committee of Ways and Means.

Also, the petition of citizens of Ashtabula County, Ohio, for an appropriation for the improvement of Ashtabula Harbor, to the Committee on Commerce.

By Mr. Goodin: Three petitions from citizens of Leavenworth, Ellsworth, and Thayer, Kansas, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Joyce: The petition of citizens of Orwell, Vermont, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. George M. Landers: Two petitions, one from John B. Carington and 28 others, of New Haven, the other from Charles Underwood and others, of Tolland, Connecticut, for the repeal of the bank-tax laws;

By Mr. Leavenworth: The petition of Frank Hicock, Justus Newell, and 20 other citizens of Onondaga, New York, of similar import; to the Committee of Ways and Means.

By Mr. Mackey: The petition of citizens of Clearfield County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. McDill: Memorial of two hundred and eight settlers in the Des Moines Valley, Iowa, asking for redress of grievances, to the Committee on the Public Lands.

By Mr. Milliken: Two petitions, one from citizens of Louisville, the other from citizens of Springfield, Kentucky, for the repeal of the bank-tax laws;

By Mr. Oliver: Two petitions, one from W. H. Nelson and other citizens of Sibley, Iowa, the other from H. G. Grattan and other citizens of Wankon, Iowa, of similar import;

By Mr. Packer: Two petitions, one from citizens of Pittsburgh, the other from citizens of Shrewsbury, Pennsylvania, of similar import; to the Committee of Ways and Means.

By Mr. William A. Phillips: Resolutions of the legislature of Kansas, in reference to settlers on Osage ceded lands, to the Committee on Appropriations.

By Mr. Pierce: Two petitions, one from Gardner S. Burbank and others, of Fitchburgh, the other from Life Baldwin and others, of Boston, Massachusetts, for the repeal of the bank-tax laws;

By Mr. Sampson: The petition of B. M. Webster and 26 other citizens of Essex, Iowa, of similar import;

By Mr. Springer: The petition of citizens of Petersburg, Illinois, of similar import;

By Mr. Steele: The petition of citizens of Evanstown, Wyoming Territory, of similar import;

By Mr. Stevenson: The petition of R. B. Latham and 100 other citizens of Logan County, Illinois, of similar import;

By Mr. Teese: Five petitions from citizens of Jamestown and Newark, New Jersey, of similar import; to the Committee of Ways and Means.

By Mr. Thornburgh: The petition of John L. Shepard and others, of Tennessee, for cheap telegraphy;

By Mr. Throckmorton: The petition of B. R. Milam and other citizens of Parker County, Texas, of similar import; to the Committee on the Post-Office and Post-Roads.

By Mr. Tucker: Two petitions, one from citizens of Farmville, and the other from citizens of Berryville, Virginia, for the repeal of the bank-tax laws;

By Mr. Tufts: The petition of H. P. Elliott and other citizens of Marion, Iowa, of similar import; to the Committee of Ways and Means.

By Mr. Wigginton: The petition of the board of supervisors of Los Angeles, California, the common council and the chamber of commerce of the city of Los Angeles, for an appropriation to improve the harbor at Wilmington, California, to the Committee on Commerce.

Mr. Young, by unanimous consent, introduced a bill (H. R. 4611) to remove the political disabilities of Dabney M. Scales; which was read

twice, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Maish, by unanimous consent, introduced a joint resolution (H. Res. 189) proposing an amendment to the Constitution of the United States of America; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed; and also printed in the Record.

Mr. Goldsmith W. Hewitt, by unanimous consent, introduced a bill (H. R. 4612) to remove the political disabilities of George P. Turner, of Courtland, Alabama; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

On motion of Mr. Monroe, by unanimous consent, the bill of the Senate (S. 1187) authorizing the Secretary of War to allow the interment in the National Cemetery at New Berne, in the State of North Carolina, of the remains of the late R. F. Lehman, lately a commissioner of the United States circuit court in the eastern district of North Carolina, was taken from the Speaker's table, read twice, and referred to the Committee on Military Affairs, not to be brought back into the House on a motion to reconsider.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz:

By Mr. Banks: A bill (H. R. 4613) to provide for the election of directors of national banks, to the Committee on Banking and Currency.

By Mr. Nash: A bill (H. R. 4614) for the relief of Nicholas Wax, Michael Granory, and Moline Lange, to the Committee of Claims.

Also, a bill (H. R. 4615) for the relief of Mohammed Kohn, otherwise John Ammohae, late private Company E, Forty-third New York Volunteers, to the Committee on Invalid Pensions.

On motion of Mr. Crapo, by unanimous consent, the bill of the Senate (S. 1123) granting a pension to Marsilvia F. Woodard, another of George R. Woodard, was taken from the Speaker's table, read twice, and referred to the Committee on Invalid Pensions.

Mr. Clymer, by unanimous consent, presented the memorial of the regents of the Smithsonian Institution in relation to the preservation of articles sent by foreign nations to the Centennial Celebration; which was referred to the Committee on Public Buildings and Grounds and ordered to be printed in the Record.

On motion of Mr. Mills, by unanimous consent, the Committee on Naval Affairs was discharged from the further consideration of the petition of Henrietta Stringham, widow of Rear-Admiral Stringham, and the same was referred to the Committee on Invalid Pensions.

On motion of Mr. Mills, also by unanimous consent, the same committee was discharged from the further consideration of the bill of the House (H. R. 4390) authorizing the appointment of Acting Passed Assistant Surgeon Francis V. Greene as surgeon, and of Acting Passed Assistant Surgeon Joseph J. Sowerby as assistant surgeon, in the Navy, and the same was laid on the table.

Mr. Knott, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported a portion of the testimony taken by said committee; which was ordered to be printed.

Mr. Knott moved to reconsider the vote by which the said testimony was ordered to be printed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Cox, by unanimous consent, the bill of the Senate (S. 824) for the relief of Hannah L. Lloyd, as executrix, and George W. King, executor, of William Lloyd, deceased, was taken from the Speaker's table and read a first and second time.

The House having proceeded to its consideration,

The bill was then read the third time and passed.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Waldron, from the Committee on Appropriations, to whom was referred the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, reported the same without amendment.

Ordered, That the said bill be now considered in the House as in Committee of the Whole House.

The House having proceeded to its consideration,

Mr. John L. Vance submitted the following amendment, viz:

Provided further, That from and after the close of the present session of Congress the Public Printer shall pay no greater price for labor performed by printers, book-binders, and other employes in the Government Printing Office for each hour's work or piecework than the average price paid for an hour's work or piecework of the same description in the cities of New York, Philadelphia, and Baltimore.

Mr. Conger made the point of order that the said amendment changed existing law and was not in order, the pending bill being a general appropriation bill.

The Speaker overruled the point of order, on the ground that the pending bill was not one of the general appropriation bills indicated in Rule 77, and that therefore the restrictive clause in Rule 120 did not apply to the same.

After debate,

Mr. Waldron demanded the previous question; which was seconded and the main question ordered;

And being put,

First upon the amendment submitted by Mr. John L. Vance, viz:

Will the House agree to the said amendment?

It was decided in the affirmative,	{	Yeas.....	118
		Nays.....	105
		Not voting.....	67

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. John B. Clarke	Mr. Eugene Hale	Mr. George M. Landers
William B. Anderson	John B. Clark, jr.	Andrew H. Hamilton	Lafayette Lane
Thomas S. Ashe	Hester Clymer	Robert Hamilton	William M. Levy
John D. C. Atkins	Francis D. Collins	John Hancock	Burwell B. Lewis
John H. Bagley, jr.	Philip Cook	Aug. A. Hardenbergh	William McFarland
George M. Beebe	Jacob F. Cowan	Henry R. Harris	Henry B. Metcalfe
Jos. C. S. Blackburn	David B. Culberson	John T. Harris	Charles W. Milliken
Richard P. Bland	Augustus W. Cutler	Carter H. Harrison	Roger Q. Mills
James H. Blount	Augustus J. Davis	Julian Hartridge	Charles H. Morgan
Andrew R. Boone	Resin A. DeBolt	William Hartzell	Lawrence T. Neal
Taul Bradford	George G. Dibrell	Robert A. Hatcher	Jeppha D. New
John M. Bright	Milton J. Durham	William S. Hammond	N. Holmes Odell
John Young Brown	John R. Eden	Abraham S. Hewitt	Addison Oliver
Aylett H. Buckner	Albert G. Egbert	Benjamin H. Hill	William A. Piper
Samuel D. Burchard	Charles J. Faulkner	Charles E. Hooker	Allen Potter
John H. Burleigh	William H. Felton	John F. House	Joseph H. Rainey
Charles W. Butts	Jesse J. Finley	Andrew Humphreys	David Rea
George C. Cabell	William H. Forney	Frank H. Hurd	John H. Reagan
John H. Caldwell	Benoni S. Fuller	Frank Jones	Haywood T. Riddle
Milton A. Candler	Lucien C. Gause	J. Proctor Knott	John Robbins
George W. Cate	John M. Glover	Lucius Q. C. Lamar	William M. Robbins
Chester W. Chapin	Thomas M. Gunter	Franklin Landers	Miles Ross

Mr. John S. Savage	Mr. William H. Stone	Mr. Gilbert C. Walker	Mr. W. C. Whitthorne
Milton Saylor	Frederick H. Teese	Ansel T. Walling	James Williams
Alfred M. Seales	William Terry	Elijah Ward	Benjamin A. Willis
William E. Smith	Philip F. Thomas	Levi Warner	William W. Wilshire
Milton I. Southard	John R. Tucker	Henry Watterson	Fernando Wood
William A. J. Sparks	John L. Vance	Erastus Wells	Jesse J. Yeates
William M. Springer	Alfred M. Waddell	John O. Whitehouse	Casey Young.
Adlai E. Stevenson	Henry Waldron		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. Henry S. Magoon	Mr. William S. Stenger
John C. Bagby	Charles Foster	George W. McCrary	William H. H. Stowell
George A. Bagley	Benjamin J. Franklin	James W. McDill	John K. Tarbox
John H. Baker	William P. Frye	James Monroe	Jacob M. Thornbrough
William H. Baker	John Goode, jr.	William Mutchler	J. W. Throckmorton
Latimer W. Ballou	John R. Goodin	Charles E. Nash	John Q. Tufts
Nathaniel P. Banks	Jere Haralson	Nelson I. Norton	Jacob Turney
James B. Belford	Benjamin W. Harris	William J. O'Brien	Nelson H. Van Vorhes
Henry W. Blair	Henry H. Hathorn	Charles O'Neill	Robert B. Vance
Nathan B. Bradley	George W. Hendee	John B. Facker	John T. Wait
William R. Brown	Thomas J. Henderson	Horace F. Page	Alexander S. Wallace
William P. Caldwell	James H. Hopkins	William A. Phillips	John W. Wallace
Alexander Campbell	George C. Hoskins	Henry L. Pierce	William Walsh
Joseph G. Cannon	Jay A. Hubbell	Harris M. Plaisted	William W. Warren
Thomas J. Cason	Morton C. Hunter	Thomas C. Platt	G. Wiley Wells
Lucien B. Caswell	Stephen A. Hurlbut	Henry O. Pratt	John D. White
Simcoe B. Chittenden	John A. Hyman	James B. Reilly	Richard H. Whiting
Alex. G. Cochrane	Charles H. Joyce	Charles B. Roberts	Peter D. Wigginton
Omar D. Conger	John A. Kasson	Milton S. Robinson	George Willard
William W. Crapo	William D. Kelley	Jeremiah M. Rusk	Andrew Williams
Lorenzo Danford	Alanson M. Kimball	Ezekiel S. Sampson	Charles G. Williams
John M. Davy	Elbridge G. Lapham	C. H. Sinnickson	Jere N. Williams
Dudley C. Denison	E. W. Leavenworth	William F. Slemmons	William B. Williams
Mark H. Dunnell	John K. Luttrell	Robert Smalls	James Wilson
Benjamin T. Eames	John R. Lynch	A. Herr Smith	Alan Wood, jr.
James L. Evans	L. A. Mackey	Horace B. Strait	William Woodburn.
Edwin Flye			

Those not voting are—

Mr. Josiah G. Abbott	Mr. James A. Garfield	Mr. Levi Maish	Mr. John G. Schumaker
Henry B. Banning	Randall L. Gibson	C. D. MacDougall	Julius H. Seelye
Lyman K. Bass	Charles Hays	John A. McMahon	James Sheakley
Samuel N. Bell	Eli J. Henkle	Edwin R. Meade	Otho R. Singleton
Archibald M. Bliss	Goldsmith W. Hewitt	Samuel F. Miller	William H. Stanton
Horatio C. Burchard	George F. Hoar	Hernando D. Money	Alex. H. Stephens
Nathan T. Carr	Solomon L. Hoge	William R. Morrison	Thomas Swann
Bernard G. Caulfield	William S. Holman	Henry B. Payne	Charles P. Thompson
Samuel S. Cox	Eppa Hunton	James Phelps	Martin I. Townsend
Lorenzo Crounse	George A. Jenks	John F. Phillips	Washington Townsend
Chester B. Darrall	Thomas L. Jones	Earley F. Poppleton	Charles C. B. Walker
Samuel A. Dobbins	Edward C. Kehr	Joseph Powell	William A. Wheeler
Beverly B. Douglas	William S. King	William J. Purman	Scott Wike
George H. Durand	William Lawrence	John Reilly	Alpheus S. Williams
E. John Ellis	J. V. Le Moine	Americus V. Rice	Benjamin Wilson
David Dudley Field	Scott Lord	Sobieski Ross	L. D. Woodworth.
Chapman Freeman	William P. Lynde	Gustave Schleicher	

So the amendment was agreed to.

Mr. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question then recurring on the third reading of the bill, as amended,

Ordered, That the bill, as amended, be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the title be amended by adding the words *and for other purposes*.

Ordered, That the Clerk request the concurrence of the Senate in the said amendment.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Symson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 4284. An act authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes; with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed a bill and joint resolution of the following titles, viz:

S. 1142. An act to authorize and empower the Secretary of the Interior to adjust and settle the account of the Kaskaskia, Peoria, Piankeshaw, and Wea Indians;

S. R. 30. Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms, approved July 3, 1876; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have rejected the bill of the House (two-thirds not voting in favor thereof) (H. R. 4350) to abolish the board of commissioners of the Metropolitan police of the District of Columbia, and to transfer its duties to the Commissioners for the District of Columbia, returned by the President of the United States to the House of Representatives with his objections.

The Senate further insist upon their amendments to the bill of the House (H. R. 3628) establishing post-routes, disagreed to by the House of Representatives, agree to the further conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Hamlin, Mr. Dorsey, and Mr. Davis the managers at the said conference on the part of the Senate.

And then,

On motion of Mr. Waldron, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Eden reported that the committee, having had under consideration the bill of the House H. R. 4559, (deficiency appropriations,) had come to no resolution thereon.

Mr. Blount, from the Committee on Appropriations, reported a bill (H. R. 4616) making appropriations for the naval service for the year ending June 30, 1878, and for other purposes; which was read twice, committed to the Committee of the Whole House on the state of the Union, and ordered to be printed.

Mr. Conger reserved all points of order on the said bill.

Mr. Durand, from the Committee on Commerce, reported a bill (H. R. 4617) making appropriations for the construction, repair, preservation, and completion of certain public works on rivers and harbors, and for other purposes, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice, and, with the report, be printed and recommitted to the said committee, not to be brought back into the House on a motion to reconsider, and that said report be printed in the Record.

Mr. Saylor, by unanimous consent, submitted the following resolution: which was referred to the Committee of Elections, viz:

Resolved, That there be paid, out of any money in the Treasury not otherwise appropriated, the sum of \$3,000 to William W. Wilshire, contestee, for expenses in the contest by Thomas W. Gunter against William W. Wilshire, third district of Arkansas, in the Forty-third Congress.

Mr. Hale, by unanimous consent, introduced a joint resolution (H.

Res. 190) authorizing First Lieutenant Henry Metcalfe, of the Ordnance Department, United States Army, to accept a decoration from the Sultan of Turkey; which was read twice, referred to the Committee on Military Affairs, and ordered to be printed.

On motion of Mr. Riddle, by unanimous consent, the bill of the House (H. R. 4284) authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes, with the amendment of the Senate thereto, was taken from the Speaker's table and the said amendment concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Powell, by unanimous consent, from the Committee of Accounts, to which were referred the following resolutions, reported the same without amendment, viz :

Resolved, That Daniel Lewis be paid the sum of \$275 out of the contingent fund of the House, for services rendered in the Doorkeeper's department from the 14th day of August, 1876, to January 2, 1877.

Resolved, That the Clerk of the House be, and he is hereby, authorized to pay to Irwin B. Linton, out of the contingent fund, the sum of \$90 for services rendered by said Linton as clerk of the Committee on Expenditures in the War Department from the 29th day of July to the 15th day of August, 1876.

The House having proceeded to their consideration,

The said resolutions were severally agreed to.

Mr. Powell moved to reconsider the votes last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Finley, by unanimous consent, introduced a bill (H. R. 4618) explanatory of an act directing the Second Auditor to settle the pay and bounty account of John Annmahaie or Annmahe, passed June 30, 1876; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

A message in writing was received from the President of the United States, notifying the House that he did, on the 5th of February, 1877, approve and sign bills and a joint resolution of the House of the following titles, viz :

H. R. 1558. An act to remove the political disabilities of Robert Ransom, of Virginia.

H. R. 2736. An act to remove the political disabilities of N. H. Van Zandt, of Virginia.

H. Res. 181. Authorizing the Public Printer to bind in cloth the reserve and stitched copies of the House compilation entitled "Counting the Electoral Vote."

Also, that bills of the House of the following titles, presented to him on the 23d and 24th of January last, respectively, not having been returned by him to the House of Representatives within the ten days prescribed by the Constitution, had become laws without his signature, viz :

H. R. 1850. An act granting a pension to Harvey B. Kilborn, private in Company C, Thirtieth Regiment Pennsylvania Militia.

H. R. 231. An act for the relief of Robert Erwin.

And then,

On motion of Mr. John H. Baker, at 4 o'clock and 35 minutes p. m., the House took a further recess until 10 o'clock a. m. to-morrow, (February 8.)

AFTER THE RECESS.

(Thursday, February 8, 1877—10 o'clock a. m.)

On motion of Mr. James Wilson, the House took a further recess until 11 o'clock and 55 minutes a. m.

AFTER THE RECESS.

Mr. James B. Reilly, by unanimous consent, submitted the following resolution ; which was referred to the Committee of Accounts, viz :

Resolved, That there be paid out of the contingent fund of the House one month's salary to each of the following-named persons, to wit: Francis A. Page, H. T. Burrows, Frank Laman, T. M. Shell, P. M. Higgins, and Wilmot Leach, at the same rate of compensation respectively which they received while in the employ of the House during the last session of Congress, and who were discharged by reason of the reduction of force provided for in the act entitled " An act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June 30, 1877, and for other purposes."

Mr. Buckner, by unanimous consent, introduced a bill (H. R. 4619) to abolish the board of commissioners of the Metropolitan police of the District of Columbia, and for other purposes ; which was read twice, referred to the Committee for the District of Columbia, and ordered to be printed.

Mr. Riddle, by unanimous consent, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 883) granting a pension to William H. Oliver, of Sweetwater, Tennessee, reported the same without amendment.

Ordered, That the said bill and accompanying Senate report be printed and committed to the Committee of the Whole House.

Mr. Martin I. Townsend, by unanimous consent, submitted the following resolution ; which was referred to the Committee of Elections, viz :

Resolved, That the Committee of Elections be authorized to consider the claim of Stephen B. Elkins, Delegate from New Mexico, for expenses of his election-contest with Pedro Valdez, who gave notice of an election-contest against him, but failed to prosecute the same.

Mr. Bradford, by unanimous consent, presented memorials and joint resolutions of the general assembly of Alabama ; which were severally referred as follows, viz :

A memorial praying the repeal of the tax on spirits distilled from fruits, to the Committee of Ways and Means.

A joint resolution asking that the public lands in Alabama be granted in aid of public schools in said State, to the Committee on Education and Labor.

A memorial relating to the patenting of lands entered under the homestead law of 1862, to the Committee on the Public Lands.

A memorial asking an appropriation for the improvement of the Alabama River, to the Committee on Commerce.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of a joint resolution and bills of the House of the following titles and an executive communication, and the same were referred as follows, viz :

H. Res. 178. Authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, executrices of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney, to the Committee of Ways and Means.

H. R. 4402. For the relief of George W. Welsh, of Beaver Falls, Pennsylvania, to the Committee on War-Claims.

H. R. 2483. For the relief of Alexander Moffit, of the District of Columbia, to the Committee on Public Buildings and Grounds.

A letter of the Secretary of the Interior, transmitting the claim of Simon Wolf, recorder of deeds for the District of Columbia, to the Committee on Appropriations.

And then,

On motion of Mr. William P. Caldwell, at 11 o'clock and 59 minutes p. m., the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Thursday, February 8, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Anderson: The petition of thirteen citizens of Franklin County, Illinois, that pensioners be granted pension from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Bradley: The petition of fifty-four citizens of Midland County, Michigan, for cheap telegraphy;

By Mr. William P. Caldwell: Two petitions from citizens of Tennessee, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Cox: The petition of August Lipka, for a pension, to the Committee on Invalid Pensions.

By Mr. Cutler: The petition of citizens of Maywood, Massachusetts, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Denison: The petition of Philander Perrin and 43 others, that a pension be granted Mrs. Frances A. Moses, widow of F. A. Moses, late of Company A, Third Regiment Vermont Volunteers, to the Committee on Invalid Pensions.

By Mr. Dunnell: The petition of Franklin Staples, M. D., and others, of Minnesota, for the printing of the object-catalogue of the National Medical Library, to the Committee on Printing.

By Mr. Fort: The petition of Pat O. Hawes, for pay and allowance as a member of Congress from Nebraska, to the Committee of Elections.

Also, the petition of A. W. Atwood and 96 other citizens of Iroquois County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Goodin: A paper relating to the bill (S. 1142) for the relief of the Kaskaskia, Peoria, Piankeshaw, and Wea tribes of Indians, to the Committee on Indian Affairs.

By Mr. Hill: Two petitions, one from citizens of Rome, the other from citizens of Barnesville, Georgia, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hopkins: Memorial of the Coal Exchange of Pittsburgh, asking for an increased appropriation for the improvement of the Ohio River, to the Committee on Commerce.

By Mr. George M. Landers: The petition of the Mechanics' Savings Bank of Winstead, Connecticut, for the repeal of the bank-tax laws;

By Mr. Leavenworth: The petition of George F. Comstock and 37 other citizens of Onondaga County, New York, of similar import;

By Mr. Lord: The petition of 54 citizens of Midland County, Michigan, for cheap telegraphy;

By Mr. William A. Phillips: The petition of citizens of Kansas, of similar import;

By Mr. Powell: The petition of J. W. Williams and 62 other citizens of Pennsylvania, for the repeal of the bank-tax laws; to the Committee of Ways and Means.

By Mr. Seelye: The petition of William Giles Dix, of Peabody, Massachusetts, for the passage of a law prohibiting the manufacture and sale of munitions of war by citizens of the United States for the use of the Turkish government, to the Committee on Foreign Affairs.

By Mr. Strait: The petition of J. P. Waste and 21 others, of Minnesota, for cheap telegraphy;

By Mr. Tarbox: The petition of Henry C. Warner and other citizens of Tewksbury, Massachusetts, of similar import;

By Mr. Martin I. Townsend: A paper relating to the establishment of a post-route between Nassau and Niverville, New York; to the Committee on the Post-Office and Post-Roads.

By Mr. Tufts: The petition of L. J. Penticost and other citizens of Panora, Iowa, for the repeal of the bank-tax laws;

By Mr. Charles C. B. Walker: Two petitions from citizens of New York, of similar import; to the Committee of Ways and Means.

By Mr. Alpheus S. Williams: Remonstrance of Heineman, Butzel & Co., Heavenricht & Co., Charles Root & Co., and other merchants of Detroit, Michigan, against a further extension of letters-patent for buckles, granted to Sheldon S. Hartshorn July 10, 1855, and extended in July, 1869, for seven years, to the Committee on Patents.

On motion of Mr. Durham, by unanimous consent, the Committee on the Revision of the Laws was discharged from the further consideration of the bill of the House (H. R. 4578) to extend the jurisdiction of the district and circuit courts of the United States for the punishment of crimes over Indian reservations within the limits of any State or organized Territory, and the same was referred to the Committee on the Judiciary.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Denison: A bill (H. R. 4620) granting a pension to Frances A. Moses;

By Mr. Willis: A bill (H. R. 4621) granting a pension to John H. Reilly; to the Committee on Invalid Pensions.

By Mr. Alpheus S. Williams: A bill (H. R. 4622) to repeal the statute forbidding appointments and promotions in the staff of the Army, to the Committee on Military Affairs.

On motion of Mr. Riddle, by unanimous consent, the Committee on Invalid Pensions was discharged from the further consideration of the petition of Harrison Mitchell, and the same was laid on the table.

Ordered, that the accompanying report be printed.

Mr. Frye, by unanimous consent, presented a joint resolution of the legislature of the State of Maine, praying for the passage of the joint resolution of the House (H. Res. 170) to amend the Constitution of the United States; which was referred to the Committee of Ways and Means.

On motion of Mr. Glover, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the petition of Alexander Moffit and M. McEwen, and the bill of the House

(H. R. 4450) authorizing full payment of bounty to certain veteran volunteers; and the same were laid on the table.

On motion of Mr. Hartzell, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the House (H. R. 4198) to authorize the President to restore Thomas J. Spencer to his former rank in the Army.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Hartzell moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Hale, as a question of privilege, submitted the following resolution, viz:

Resolved, That the Sergeant-at-Arms be, and he is hereby, directed to remove J. Madison Wells and Thomas C. Anderson, the witnesses now held in custody by the officers of the House, and now confined in this Capitol, to a place more suitable, and properly lighted and ventilated; to a room where the comfort of the witnesses may be secured and where their health may not be endangered, and the Speaker shall designate a room for such purpose.

After debate,

Mr. Hale demanded the previous question thereon, and the House refused to second the same.

And then,

Mr. Cox moved that the said resolution be referred to the Select Committee on the Late Election in Louisiana, with instructions to said committee to investigate the allegations of the said resolutions, and report forthwith thereon to the House.

After debate,

Mr. Cox demanded the previous question; which was seconded, and the main question ordered.

And the question being put,

It was decided in the affirmative, { Yeas 145
Nays 88
Not voting 57

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Nathan T. Carr	Mr. Jesse J. Finley	Mr. James H. Hopkins
William R. Anderson	Bernard G. Caulfield	William H. Forney	John F. House
Thomas S. Ashe	Chester W. Chapin	Benjamin J. Franklin	Andrew Humphreys
John D. C. Atkins	John B. Clarke	Benoni S. Fuller	Frank H. Hurd
John C. Bagby	John B. Clark, jr.	Randall L. Gibson	Frank Jones
John H. Bagley, jr.	Hiester Clymer	John M. Glover	Edward C. Kehr
Henry B. Banning	Francis D. Collins	John Goode, jr.	Lucius Q. C. Lamar
George M. Beebe	Phillip Cook	John R. Goodin	George M. Landers
Jos. C. S. Blackburn	Jacob P. Cowan	Thomas M. Gunter	J. V. Le Moyne
Richard P. Bland	Samuel S. Cox	Andrew H. Hamilton	William M. Levy
James H. Blount	David B. Culberson	Robert Hamilton	Burwell B. Lewis
Andrew E. Boone	Augustus W. Cutler	John Hancock	Scott Lord
Tad Bradford	Joseph J. Davis	Aug. A. Hardenbergh	John K. Luttrell
John M. Bright	Rezin A. Delbort	Henry R. Harris	L. A. Mackey
John Young Brown	George G. Dibrell	John T. Harris	Levi Maish
Aylett H. Buckner	Beverly B. Douglas	Carter H. Harrison	Henry B. Metcalfe
Samuel D. Burchard	George H. Durand	Julian Hartridge	Charles W. Miliken
Charles W. Buttz	Milton J. Durham	William Hartzell	Roger Q. Mills
George C. Cabell	John R. Eden	Robert A. Hatcher	William Mutchler
John H. Caldwell	Albert G. Egbert	Eli J. Henkle	Lawrence T. Neal
William P. Caldwell	E. John Ellis	Abram S. Hewitt	Jeptia D. New
Alexander Campbell	Charles J. Faulkner	Goldsmith W. Hewitt	William J. O'Brien
Milton A. Candler	William H. Felton	Charles E. Hooker	N. Holmes Odell

Mr. William A. Piper
Earley F. Poppleton
Joseph Powell
David Rea
John H. Reagan
John Reilly
James B. Reilly
Americus V. Rice
Haywood Y. Riddle
John Robbins
William M. Robbins
Charles B. Roberts
Miles Ross
John S. Savage

Mr. Alfred M. Scales
John G. Schumaker
Otho R. Singleton
William F. Slemmons
William E. Smith
Milton I. Southard
William A. J. Sparks
William S. Springer
William S. Stenger
Alfred E. Stevenson
William H. Stone
Thomas Swann
John K. Tarbox
Frederick H. Teese

Mr. William Terry
Charles P. Thompson
Philip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Robert E. Vance
Alfred M. Vaddell
Charles C. B. Walker
Gilbert C. Walker
Ansel T. Walling
Elijah Ward

Mr. Levi Warner
William W. Warren
Erastus Wells
W. C. Whitthorne
Peter D. Wigington
Alpheus S. Williams
James Williams
Jere N. Williams
Benjamin A. Willis
Benjamin Wilson
Fernando Wood
Jesse J. Yeates
Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams
George A. Bagley
John H. Baker
William H. Baker
Lattimer W. Ballou
Nathaniel P. Banks
James B. Belford
Henry W. Blair
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
Joseph G. Cannon
Thomas J. Cason
Lucien B. Caswell
Simeon B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Crounse
Lorenzo Danford
Chester B. Darrall
John M. Davy
Dudley C. Denison
Samuel A. Dobbins

Mr. Mark H. Dunnell
Benjamin T. Eames
James L. Evans
Edwin Flye
Greenbury L. Fort
Charles Foster
William P. Frye
Eugene Hale
Benjamin W. Harris
Henry H. Hathorn
George W. Hendee
Thomas J. Henderson
Solomon L. Hoge
George G. Hoskins
Morton C. Hunter
John A. Hyman
Charles H. Joyce
John A. Kaason
William D. Kelley
Elbridge G. Lapham
E. W. Leavenworth
John R. Lynch

Mr. Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Charles E. Naah
Nelson I. Norton
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
William A. Phillips
Henry L. Pierce
Harris M. Plaisted
Allen Potter
Henry O. Pratt
Joseph H. Rainey
Milton S. Robinson
Jeremiah M. Ruak
Ezekiel S. Sampson
Julius H. Seelye

Mr. C. H. Sinnickson
Robert Smalls
A. Herr Smith
Horace B. Strait
William H. H. Storer
Jacob M. Thornburgh
Martin I. Townsend
Washington Townsend
John Q. Tufts
Nelson H. Van Vorst
Henry Waldron
Alexander S. Wallace
John W. Wallace
G. Wiley Wells
Richard H. Whiting
George Willard
Andrew Williams
Charles G. Williams
William B. Williams
James Wilson
Alan Wood, Jr.
William Woodburn

Those not voting are—

Mr. Josiah G. Abbott
Lyman K. Bass
Samuel N. Bell
Archibald M. Bliss
John H. Burleigh
George W. Cate
Alex. G. Cochran
David Dudley Field
Chapman Freeman
James A. Garfield
Lucien C. Gause
Jere Haralson
William S. Haymond
Charles Hays

Mr. Benjamin H. Hill
George F. Hoar
William S. Holman
Jay A. Hubbell
Eppa Hunton
Stephen A. Hurlbut
George A. Jenks
Thomas L. Jones
Alanson M. Kimball
William S. King
J. Proctor Knott
Franklin Landers
Lafayette Lane
William Lawrence

Mr. William P. Lynde
William McFarland
John A. McMahon
Edwin R. Meade
Hernando D. Money
Charles H. Morgan
William R. Morrison
Henry B. Payne
James Phelps
John F. Phillips
Thomas C. Platt
William J. Purman
Sobiecki Ross
Milton Saylor

Mr. Gustave Schleicher
James Sheakley
William H. Stanton
Alex. H. Stephens
John T. Wait
William Walsh
Henry Watterson
William A. Wheeler
John D. White
John O. Whitehouse
Scott Wike
William W. Wilshire
L. D. Woodworth

So the motion of Mr. Cox was agreed to.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The Speaker, by unanimous consent, laid before the House various executive communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, transmitting an inventory of the public property in the bureaus of the War Department, to the Committee on Expenditures in the War Department.

II. A letter from the Secretary of War, transmitting the report of the Adjutant-General in the claim of Columbus Bogart, second lieutenant, Fifth Tennessee Volunteers, to the Committee on Military Affairs.

III. A letter from the Secretary of War, transmitting the report of the Chief of Engineers, relating to the removal of the obstructions to the navigation of the James River, to the Committee on Commerce.

IV. A letter from the Secretary of War, transmitting a communication from the Chief of Ordnance, in regard to the bill (H. R. 3506) to repeal section 1289 of the Revised Statutes, relative to enlisted men in the Ordnance Department, to the Committee on Military Affairs.

V. A letter from the Secretary of War, transmitting a letter from the Third Auditor of the Treasury, recommending an appropriation for the payment of Montana and Dakota war-claims;

VI. A letter from the Postmaster-General, relating to the proposed reduction of clerical force and the contingent expenses of his office;

VII. A letter from the Secretary of War, transmitting a letter from Lieutenant Wheeler, of the Corps of Engineers, relative to the appropriation for surveys west of the one hundredth meridian;

VIII. A letter from the Secretary of the Interior, transmitting an estimate for the removal of the Fort Peck agency;

IX. A memorial from the legislature of the State of Colorado, relative to the mint at Denver;

to the Committee on Appropriations.

X. A letter from the Secretary of War, transmitting a report on the survey of the Man-of-War Shoals, in Boston Harbor, to the Committee on Commerce.

By unanimous consent, leave was granted to Mr. Gunter to withdraw from the files of the House the papers in the case of John C. Ray and others.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz :

By Mr. Hooker: A bill (H. R. 4623) for the relief of the estate of U. S. Boon, late of Hinds County, Mississippi, deceased, to the Committee on War-Claims.

By Mr. Gunter: A bill (H. R. 4624) to revive and amend an act entitled "An act for the final adjustment of private land-claims in the States of Florida, Louisiana, and Missouri, and for other purposes," to the Committee on the Judiciary.

On motion of Mr. Caulfield, by unanimous consent, the Committee on Expenditures in the Department of Justice was discharged from the further consideration of the petition of William A. Britton, praying reimbursement for moneys expended by him while marshal of the western district of Arkansas in 1872, and the same was referred to the Committee of Claims.

On motion of Mr. Goodin, by unanimous consent, the bill of the Senate (S. 1142) to authorize and empower the Secretary of the Interior to adjust and settle the accounts of the Kaskaskia, Peoria, Piankeshaw, and Wea Indians was taken from the Speaker's table, read twice, and referred to the Committee on Indian Affairs, not to be brought back on a motion to reconsider.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have disagreed to the amendments of the House of Representatives to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year; and ask a conference with the House of Representatives on the disagreeing votes of the two houses thereon; and have appointed Mr. Windom, Mr. Sherman, and Mr. Wallace, the managers at the said conference on the part of the Senate.

Mr. Henry B. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 967. An act authorizing the survey of certain townships in Michigan, and making an appropriation therefor; and

H. R. 4284. An act authorizing the commissioners of the Freedman's

Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes;

When

The Speaker signed the same.

And then,

On motion of Mr. Waldron, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Eden reported that the committee, having had under consideration the bill of the House (H. R. 4559) making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes, had directed him to report the same with sundry amendments.

The House having proceeded to its consideration,

Mr. Waldron demanded the previous question on the said bill and amendments.

Pending which,

Mr. Joseph G. Cannon, at 3 o'clock and 55 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 9;) which motion was not agreed to.

The question then recurring on the motion of Mr. Waldron, the same was agreed to.

So the previous question was seconded, and the main question was then ordered.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question then being first on the amendments reported, the same was put, and the said amendments were concurred in, except the following amendment submitted by Mr. Erastus Wells, viz:

After line 154, section 1, insert: *To pay W. H. Bliss, of Saint Louis, one thousand five hundred dollars for extra services as assistant attorney in the whisky cases;* which said amendment was disagreed to; and also an amendment submitted by Mr. Hancock.

Pending which,

Mr. Hooker, at 4 o'clock and 50 minutes p. m., moved that the House take a further recess until 10 o'clock a. m. to-morrow, (February 9.)

The question then being put on the said amendment, it was not agreed to.

Mr. Stone demanded the yeas and nays on the said amendment.

Pending which,

Mr. Lane, at 5 o'clock and 5 minutes p. m., moved that the House take a further recess until 10 o'clock a. m. to-morrow, (February 9.)

Pending which,

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title:

S. 824. For the relief of Hannah L. Lloyd, as executrix, and George W. King, executor, of William Lloyd, deceased;

When

The Speaker signed the same.

By unanimous consent, leave of absence was granted to Mr. Martin I. Townsend for 8 days.

And then,

The motion of Mr. Lane was agreed to, and the House accordingly took a recess until to-morrow morning (February 9) at 10 o'clock a. m.

AFTER THE RECESS.

(Friday, February 9, 1877—10 o'clock a. m.)

On motion of Mr. New, the House took a further recess until 11 o'clock and 55 minutes a. m.

AFTER THE RECESS.

(Friday, February 9, 1877—11 o'clock and 55 minutes a. m.)

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz :

H. R. 4452. An act making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes ; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

Mr. Stevenson, by unanimous consent, presented a joint resolution of the legislature of the State of Illinois concerning Government swamp-lands ; which was referred to the Committee on the Public Lands and ordered to be printed in the Record.

Mr. O'Brien, by unanimous consent, presented memorials of the Merchants' Exchange and Corn and Flour Exchange of Baltimore, praying an appropriation in favor of Captain Howgate's proposed expedition to the North Pole ; which were referred to the Committee on Naval Affairs and ordered to be printed in the Record.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz :

By Mr. Lynde: A bill (H. R. 4625) to authorize members of the Stockbridge tribe of Indians to sue in the courts of the United States ;

By Mr. Knott: A bill (H. R. 4626) to amend section 3737 of the Revised Statutes ;

to the Committee on the Judiciary.

By Mr. Buckner: A bill (H. R. 4627) to provide for the settlement of certain claims against the District of Columbia, and for other purposes, to the Committee for the District of Columbia.

By Mr. Henry R. Harris: A bill (H. R. 4628) for the relief of John M. Ward, late postmaster at West Point, Georgia, to the Committee on the Post-Office and Post-Roads.

And then,

At 11 o'clock and 59 minutes a. m. (Friday, February 9,) the House, by unanimous consent, took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Friday, February 9, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the legislative assembly of Dakota Territory, for the vacating of the Indian reservation set apart by order of the President of the United States, November 23, 1876, to the Committee on Indian Affairs.

Also, memorial of the legislative assembly of Dakota Territory, for the right of way over the public domain to a railroad and telegraph-line from Fort Abraham Lincoln to the Little Missouri River, to the Committee on Railways and Canals.

By Mr. John H. Baker: Three petitions, signed respectively by Charles F. Howk and 36 others, of Mongo; W. C. Glasgow and 65 others, of La Grange; Levi E. Miller and 12 others, of Kosciusko, Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Banning: Five petitions, signed respectively by P. Powell & Son, Gibson & Co., H. M. Merrill & Co., and others; Joseph R. Peebles's Sons, F. Helfferich & Sons, James L. Haven & Co., and others; E. T. Carson & Co., Julius J. Bantlin, T. T. Brown & Co., and others; Lewis Livingston, Fort, Sadler & Bailey, and others; one by Bloom & Herzog, Louis Stix & Co., J. N. Doniphan & Co., and others, all importers of Cincinnati, Ohio, that the law regulating import-duties on goods purchased in Europe be so modified as to permit the use of safes or express-trunks for the transportation of imported goods in quantities less than a car-load, and upon their arrival at the point of destination the same to be opened, the goods inspected, appraised, and duties paid thereon, as is now provided in case of sealed cars containing imported goods;

By Mr. Bell: The petition of George B. Chandler and others, for the repeal of the bank-tax laws;

By Mr. Blair: The petition of John M. Brackett and others, of New Hampshire, of similar import;

to the Committee of Ways and Means.

By Mr. Cabell: The petition of citizens of Franklin County, Virginia, for cheap telegraphy;

By Mr. Cate: The petition of J. C. Mayfield and others, of Portage County, Wisconsin, of similar import;

By Mr. Caulfield: The petition of citizens of Illinois, of similar import;

By Mr. Butler: The petition of citizens of Parsippany, New Jersey, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Davy: The petition of citizens of Rochester, New York, against the passage of the bill (H. R. 796) extending letters-patent for buckles to Sheldon S. Hartshorn, to the Committee on Patents.

By Mr. Dobbins: The petition of citizens of New Jersey, against the passage of the bill (S. 1056) concerning commerce and navigation, and the regulation of steam-vessels and sailing-vessels, to the Committee on Commerce.

By Mr. Foster: Two petitions, one from importers of Toledo, the other from importers of Cleveland, Ohio, that the law regulating import-duties on goods purchased in Europe be so modified as to permit the use of safes or express-trunks for the transportation of imported goods in quantities less than a car-load, and upon their arrival at the point of destination the same to be opened, the goods inspected, appraised, and duties paid thereon, as is now provided in case of sealed cars containing imported goods, to the Committee of Ways and Means.

By Mr. Hatcher: The petition of citizens of Saint Francois County, Missouri, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Hathorn: The petition of Almira A. Knapp, for a pension, to the Committee on Invalid Pensions.

By Mr. Kasson: The petition of L. A. Thomas, M. C. Woodruff, and others, for Government aid for a branch of the Pacific Railroad from Sioux City westward, to the Committee on the Pacific Railroad.

By Mr. Lane: The petition of T. B. Willard, Alex. Simon, and F.

Matteson, for an appropriation of \$100,000 for the improvement of the mouth of Coquille River, Oregon, to the Committee on Commerce.

By Mr. Lapham: The petition of citizens of New York, that pensioners be paid from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Leavenworth: The petition of E. B. Judson and 51 others, of Onondaga County, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Mutchler: The petition of C. A. Rittenhouse, for a pension, to the Committee on Invalid Pensions.

By Mr. Neal: The petition of S. E. Carey and 52 others, citizens of Brown County, Ohio, for a post-route from Ash Bridge to Fincastle, Brown County, Ohio, to the Committee on the Post-Office and Post-Roads.

By Mr. Springer: Joint resolutions of the legislature of Illinois, memorializing Congress in reference to certain land-scrip, to the Committee on the Public Lands.

By Mr. Stenger: The petition of citizens of Port Royal, Juniata County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Mercersburgh, Franklin County, Pennsylvania, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Strait: The petitions of citizens of Minnesota, that pensioners be paid from the date of their discharge, to the Committee on Invalid Pensions.

By Mr. Robert B. Vance: Resolutions of the general assembly of North Carolina, favoring the bill for a joint commission to settle the electoral vote, to the Committee on Counting the Electoral Vote for President and Vice-President of the United States.

Also, a paper relating to the establishment of a post-route from Casher's Valley to Franklin, North Carolina, to the Committee on the Post-Office and Post-Roads.

By Mr. Waldron: The petition of J. J. Judge and 44 other printers, employes at the Government Printing Office, showing that their average pay does not exceed \$700 per annum; that this amount includes overwork done at night, and asking that their pay may not be reduced, to the Committee on Appropriations.

Also, the petition of T. E. Wing, W. H. Boyd, and other business men of Monroe, Michigan, for the repeal of the bank-laws, to the Committee of Ways and Means.

By Mr. Erastus Wells: The petition of citizens of Saint Louis, Missouri, against the passage of the bill (H. R. 796) extending letters-patent for buckles to Sheldon S. Hartshorn, to the Committee on Patents.

By Mr. Whiting: The petition of Henry Fruitt, S. A. Wood, and 70 other business men of Chillicothe, Illinois, for the repeal of the bank-tax laws;

By Mr. Willis: The petition of Montgomery Brothers and 200 others, of New York, for the repeal of war-taxes on banks, bankers, and banking institutions;

Also, the petition of Charles Hath and 100 others, of New York, of similar import;

Also, the petition of Richard Arnold and 250 others, of New York, of similar import;

Also, the petition of John D. Creimmsen and others, of New York, of similar import,

Also, the petition of D. C. Hayes and 100 others, of New York, of similar import ;

Also, the petition of Henry Steers and 100 others, of New York, of similar import ;

Also, the petition of Limbert & Co., of New York, of similar import:

Also, the petition of J. De Motte Smith and 100 others, of New York, of similar import ;

Also, the petition of George Cabot Ward, of New York, of similar import ;

Also, the petition of J. Squier, of New York, of similar import ;

Also, the petition of Samuel H. Fox and Austin B. French, of New York, of similar import ;

Also, the petition of R. Morris and 50 others, of New York, of similar import ;

Also, the petition of W. Quimby and others, of New York, of similar import ;

to the Committee of Ways and Means.

By Mr. Benjamin Wilson : The petition of C. C. Zinn and others, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Mr. MacDougall, by unanimous consent, submitted the following resolution ; which was read, considered, and agreed to, viz :

Resolved, That the Clerk of the House of Representatives be directed to pay to Captain Alvah W. Hicks, out of the contingent fund of the House, the sum of \$40 per month for his services as janitor in charge of the room of the Committee on Military Affairs ; said services to be certified by the chairman of said committee.

Mr. MacDougall moved to reconsider the vote by which the resolution was adopted, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

On motion of Mr. Waldron, by unanimous consent, the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, with the amendments thereto, were taken from the Speaker's table, the said amendments insisted on, and the conference asked by the Senate on the disagreeing votes of the two houses thereon agreed to.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Ordered, That Mr. Waldron, Mr. John L. Vance, and Mr. Roberts, be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

The regular order being demanded, the Speaker announced the regular order of business to be the further consideration of the bill of the House (H. R. 4559) making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes, and the pending question to be the demand of Mr. Stone for the yeas and nays on the amendment submitted by Mr. Hancock,

When

Mr. Stone withdrew the said demand, and the said amendment was rejected.

On motion of Mr. Waldron,

Ordered, That the bill be engrossed and read a third time.

Mr. Waldron moved to reconsider the vote last taken, and also moved

that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Joseph G. Cannon demanded the reading of the engrossed bill.

The bill, being engrossed, was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Waldron moved to reconsider the vote by which the bill was passed, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Swann, by unanimous consent, from the Committee on Foreign Affairs, reported a bill (H. R. 4629) to provide for the distribution of the awards made under the convention between the United States of America and the republic of Mexico, concluded on the 4th day of July, 1868; which was read twice, engrossed, read the third time, and passed.

Mr. Swann moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Blackburn, from the Select Committee on the Recent Election in the State of Louisiana, reported the following resolution, and demanded the previous question thereon, viz:

Resolved, That the special committee appointed to investigate the Louisiana election be authorized to have printed for the use of the committee and the House at a private printing-office the residue of the evidence taken by the committee and the subcommittee, at prices not to exceed the Government rates, to be paid out of the contingent fund of the House.

Mr. Hale made the point of order that the resolution must be referred to and considered by the Committee on Printing before being considered in the House.

The Speaker overruled the point of order, on the ground that there was no rule of the House which required the reference of the resolution to the said committee.

Mr. Hale made the further point of order that, as the resolution involved an appropriation of money, it must receive its first consideration in a Committee of the Whole House.

The Speaker overruled the point of order, on the ground that the resolution did not involve an appropriation of money, but authorized an expenditure out of the contingent fund of the House, money already appropriated.

Mr. Hale made the further point of order that the law (section 3786 of the Revised Statutes) required that all printing for the use of the House of Representatives shall be done at the Government Printing-Office, except in cases otherwise provided by law.

The Speaker sustained the point of order, and held that the proper construction of the law—upon the theory that the greater includes the less—would also forbid any printing being done for a committee of the House except in the Government Printing-Office.

So the resolution of Mr. Blackburn was not received.

And then,

On motion of Mr. Bright, the House resolved itself into a Committee of the Whole House; and after some time spent therein the Speaker resumed the chair, and Mr. Cox reported that the committee, having had under consideration the private calendar, and particularly the bill of the

House (H. R. 344) to confirm certain private land-claims in the Territory of New Mexico, had come to no resolution thereon.

Messages in writing were received from the President of the United States, by Mr. Grant, one of his secretaries; which were handed in at the Speaker's table.

Subsequently,

The Speaker, by unanimous consent, laid one of the said messages before the House, viz:

To the Senate and House of Representatives:

I transmit herewith the catalogues and report of the board on behalf of the Executive Departments at the International Exhibition of 1876, with their accompanying illustrations.

The labors performed by the members of the board, as evinced by the voluminous mass of information found in the various papers from the officers charged with their preparation, have been in the highest degree commendable; and believing that the publication of these papers will form an interesting memorial of the greatest of international exhibitions, and of the centennial anniversary of the Independence of our country, I recommend that they be printed in a suitable form for distribution and preservation.

The letter of the chairman of the board will give to Congress the history of its organization, the laws and executive orders under which it has acted, and the steps which have been taken to preserve the large and instructive collections made, with a view to their forming a part of a national museum, should Congress make the necessary appropriation for such a desirable object.

U. S. GRANT.

EXECUTIVE MANSION, *February 9, 1877.*

The same having been read,

Ordered, That the said message and accompanying documents be referred to the Committee on Public Buildings and Grounds and printed.

Mr. Morrison, from the Select Committee on the Recent Election in the State of Louisiana, submitted a report in writing.

Mr. Washington Townsend, by unanimous consent, submitted the views of the minority.

Ordered, That the said report, together with the views of the minority, be printed and recommitted to the said committee, and also printed in the Record.

Mr. Morrison moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Waldron, from the committee of conference on the disagreeing votes of the two houses on the amendments of the House to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, reported that the committee were unable to agree.

On motion of Mr. Waldron,

Ordered, That the House further insist upon its amendments to the said bill disagreed to by the Senate, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

And then,

On motion of Mr. Saylor, at 4 o'clock and '35 minutes p. m., the House took a further recess until to-morrow (Saturday, February 10) at 10 o'clock a. m.

AFTER THE RECESS.

(Saturday, February 10, 1877—10 o'clock a. m.)

On motion of Mr. Clymer, the House took a further recess until 11 o'clock and 55 minutes a. m., (Saturday, February 10.)

AFTER THE RECESS.

(Saturday, February 10—11 o'clock and 55 minutes a. m.)

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have agreed to a resolution of the House of Representatives to print 4,500 copies of Professor Hayden's annual report of the geological and geographical survey of the Territories for 1875 and 1876; 3,000 of which shall be for the use of the House of Representatives, 1,000 for the use of the Senate, and 500 copies for the use of the office of the survey.

The Senate insist upon their amendments to the bill of the House (H. R. 4188) making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes, disagreed to by the House of Representatives, and ask a conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Logan, and Mr. Davis the managers at the said conference on the part of the Senate.

The Senate have passed a bill of the following title, viz:

S. 1141. An act to encourage and promote telegraphic communication between America and Europe;
in which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Hopkins, by unanimous consent,

Ordered, That the reference of the message of the President of the United States laid before the House on yesterday to the Committee on Public Buildings and Grounds be changed to the Committee on Printing.

On motion of Mr. Joyce, by unanimous consent, the bill of the Senate (S. 912) for the relief of Thomas H. Halsey, paymaster, United States Army, was taken from the Speaker's table, read twice, and referred to the Committee of Claims.

Mr. Stevenson, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3741) amending an act incorporating the proprietors of Glenwood Cemetery, submitted a report in writing thereon; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 3741) amending an act incorporating the proprietors of Glenwood Cemetery, having met, after a full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its disagreement to the Senate amendments, and agree to the same with amendments as follows:

In line 15 strike out the word "two" and insert *three*; in line 15 strike

out the word "three" and insert *two*; in line 26 of said amendments, after the word "held," insert the words *in the city of Washington*; in line 28, after the word "trustees," strike out all the words down to and including the word "meeting," in line 31, and insert the words *elected by the lot-proprietors*; in line 40, after the word "elected," insert the words *on the first Monday in June of every year*; in line 57, strike out the words "of Glenwood Cemetery;" and in line 59, after the word "mean," insert the words *and shall signify*;

And the Senate agree to the same.

A. E. STEVENSON,

G. W. HENDEE,

Managers on the part of the House.

JOHN SHERMAN,

F. M. COCKRELL,

Managers on the part of the Senate.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Stevenson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

And then,

By unanimous consent, the House, at 11 o'clock and 59 minutes a. m., took a further recess until 12 o'clock m., (Saturday, February 10.)

AFTER THE RECESS.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Atkins: A paper relating to the establishment of a post-route from Pyburn's Bluff, in Hardin County, Tennessee, to Iuka, Mississippi, to the Committee on the Post-Office and Post-Roads.

By Mr. Caulfield: Joint resolutions of the Illinois legislature, relating to the swamp-land scrip, to the Committee on the Public Lands.

By Mr. Douglas: The petition of the mayor and council of Fredericksburgh, Virginia, for aid for the improvement of the navigation of the Rappahannock River, to the Committee on Commerce.

By Mr. Durham: The petition of fifty-two citizens of Garrard County, Kentucky, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Eames: The petition of Mary Welsh, of Johnston, Rhode Island, for a pension;

By Mr. Goode: The petition of Frederick Lange and 103 other citizens of Neosho County, Kansas, that pensioners be granted arrears of pension from the date of their discharge;

to the Committee on Invalid Pensions.

By Mr. Abram S. Hewitt: The petition of Hannah Allen, of New York City, for the removal of her political disabilities, to the Committee on the Judiciary.

By Mr. Leavenworth: The petition of Giles Everson and 42 other citizens of Onondaga, for the repeal of the bank-tax laws;

By Mr. Morrison: Three petitions, signed respectively by James W. Graham and others, B. B. Fleming and others, J. M. Greenebaum and others, citizens of Illinois, of similar import;

to the Committee of Ways and Means.

By Mr. Packer: The petition of Benjamin Heffner and others, citizens

of Northumberland County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. John Robbins: The petition of forty workingmen of Philadelphia, that Congress provide a fund to encourage such citizens to emigrate and settle on the public lands, to the Committee on Education and Labor.

By Mr. Sparks: The petition of citizens of Washington County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Whitehouse: Four petitions, signed respectively by Thomas L. Davis and 93 other citizens of Poughkeepsie, New York; J. W. Kinstead and 34 other citizens of Saugerties, New York; W. A. Davies and 38 other citizens of Poughkeepsie, New York; A. Fowler and 11 other citizens of Poughkeepsie, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Willard: The petition of R. H. Stanton and other citizens of Barry County, Michigan, that a pension be granted William Brotherton, a soldier of the war of 1812, to the Committee on Revolutionary Pensions.

By Mr. Charles G. Williams: The petition of N. B. Burtch and 62 other citizens of White Water, Wisconsin, that pensioners be granted arrears of pension from the date of their discharge, to the Committee on Invalid Pensions.

The Speaker laid before the House the following communication; which was read and ordered to lie on the table, viz:

WASHINGTON, D. C., February 9, 1877.

SIR: I am directed by the Electoral Commission to inform the House of Representatives that it has considered and decided upon the matters submitted to it under the act of Congress concerning the same, touching the electoral votes from the State of Florida, and has transmitted said decision to the President of the Senate, to be read at the meeting of the two houses according to said act.

NATHAN CLIFFORD,
President of the Commission.

HON. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. Sayler moved that the Clerk be directed to notify the Senate that the House of Representatives will be prepared at 1 o'clock p. m. to receive them for the purpose of proceeding further with the counting of the electoral vote for President and Vice-President.

Mr. Hale submitted the following resolution as an amendment, viz:

Resolved, That the Clerk of the House notify the Senate that the House of Representatives is now in session and ready to meet the Senate in the hall for further proceedings under the provisions of the act to provide for and regulate the counting of votes for President and Vice-President.

Mr. Sayler demanded the previous question; which was seconded, and the main question ordered.

And being put,

First, upon the resolution submitted by Mr. Hale as an amendment to the motion of Mr. Sayler,

The same was not agreed to.

The question then recurring on the motion of Mr. Sayler,

The same was agreed to.

Mr. Sayler moved to reconsider the vote last taken, and also moved

that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Ward, by unanimous consent, the bill of the Senate (S. 993) for the relief of Admiral Charles Wilkes was taken from the Speaker's table and read twice.

The House having proceeded to its consideration,

Mr. Ward submitted amendments; which were agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill, as amended, was accordingly read the third time and passed.

On motion of Mr. Ward, the title was amended so as to read: "An act for the relief of the late Admiral Charles Wilkes."

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

Mr. Ward moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Willis, by unanimous consent, from the Committee on Naval Affairs, to which was referred the bill of the House (H. R. 4370) for the relief of the captors of the ram Albemarle, reported the same with amendments, accompanied by a report in writing thereon, which were ordered to be printed and recommitted to the said committee, not to be brought back into the House upon a motion to reconsider.

Mr. Fernando Wood, from the Committee of Ways and Means, reported a bill (H. R. 4630) to amend the laws relating to internal-revenue officers and agents; which was read twice, ordered to be printed, and recommitted to the said committee, not to be brought back into the House on a motion to reconsider.

A message from the Senate, by Mr. Gorham, its Secretary:

Mr. Speaker: The Senate have directed me to inform the House of Representatives that the president of the Electoral Commission had notified the Senate that the commission had arrived at a decision of the questions submitted to them in relation to the electoral votes of Florida, and that the Senate is now ready to meet the House for the purpose of laying before the two houses the report of the said decision.

Mr. Thomas, from the Committee of Ways and Means, reported a bill (H. R. 4631) for the relief of William T. Maester, of Baltimore, Maryland, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice and, with the report, be printed and recommitted to the said committee, not to be brought into the House on a motion to reconsider.

Mr. Fort, by unanimous consent, introduced bills of the following titles; which were read twice, ordered to be printed, and referred to the Committee on Invalid Pensions, viz:

H. R. 4632. A bill granting a pension to Cyrus Wilson; and

H. R. 4633. A bill granting a pension to Miriam V. Kinney.

Upon motion of the following-named members, by unanimous consent, bills of the Senate of the following titles were taken from the Speaker's table, read twice, and severally referred as follows, viz:

By Mr. O'Brien: S. 1141. An act to encourage and promote telegraphic communication between America and Europe, to the Committee on Foreign Affairs.

By Mr. Rusk: S. 1152. An act granting a pension to Amasa J. Finch, to the Committee on Invalid Pensions.

By Mr. Terry: S. 1202. An act for the relief of John A. Darling;

By Mr. Banning: S. 189. An act placing the name of O. G. Freudenberg upon the retired list of the United States Army; to the Committee on Military Affairs.

Mr. Horatio C. Burchard, from the Committee of Ways and Means, reported a bill (H. R. 4634) to amend the statutes relating to the immediate transportation of imported merchandise; which was read twice, recommitteed to the Committee of Ways and Means, and ordered to be printed, not to be brought back into the House on a motion to reconsider.

On motion of Mr. Erastus Wells, by unanimous consent, the bill of the House H. R. 4452, (Indian appropriations,) with the amendments of the Senate thereto, were taken from the Speaker's table, the said amendments disagreed to, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That the said bill and amendments of the Senate thereto be printed.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz :

By Mr. Levy : A bill (H. R. 4635) to confirm certain Rio Hondo claims to Pedro and Vital Flores, to the Committee on Private Land-Claims.

By Mr. Walling : A bill (H. R. 4636) granting a pension to William Majors, a soldier in the war of 1812, to the Committee on Revolutionary Pensions.

By Mr. Warren : A bill (H. R. 4637) to aid in the establishment of cheap telegraphic communication between America and Europe, and to secure to the Government free transmission of its messages for twenty years, to the Committee on Foreign Affairs.

Also, a bill (H. R. 4638) for the relief of Mrs. M. H. Sargent, of Cambridge, Massachusetts, to the Committee on War-Claims.

By Mr. Henderson : A bill (H. R. 4639) granting a pension to Daniel Middaugh, to the Committee on Invalid Pensions.

Mr. Saylor, by unanimous consent, presented a memorial from the Cincinnati Society of Natural History, in favor of authorizing a new Arctic exploration; which was referred to the Committee on Naval Affairs and ordered to be printed in the Record.

On motion of Mr. Crounse, by unanimous consent, the bill of the Senate (S. 1139) to change the time of holding the October term of the United States district court for the district of Nebraska, was taken from the Speaker's table, read three times, and passed.

Mr. Crounse moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the passage of the said bill.

On motion of Mr. Bright, by unanimous consent, the Committee of Claims was discharged from the further consideration of the bill of the House (H. R. 4523) for the relief of James Whitehead; and the same was referred to the Committee on War-Claims.

On motion of Mr. Clymer, by unanimous consent,

Ordered, That the House further disagree to the amendments of the Senate to the bill of the House H. R. 4306, (Military Academy appropriations,) now on the Speaker's table, and agree to the conference asked by the Senate with the House of Representatives on the disagreeing votes of the two houses thereon.

On motion of Mr. Boone, by unanimous consent,

Ordered, That the bill of the Senate (S. 1185) to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapaho and Cheyenne Indians, now on the Speaker's table, be printed for the use of the House.

Mr. Bradley, by unanimous consent, from the Committee of Claims

to which was referred the bill of the House (H. R. 305) for the relief of Timothy Baker, of Saint John's, Michigan, reported a substitute therefor, (H. R. 4640,) accompanied by a report in writing thereon; which bill, (H. R. 4640,) with the same title, was read twice and, with the report, committed to a Committee of the Whole House and ordered to be printed.

Mr. Bradley, also by unanimous consent, from the same committee, reported a bill (H. R. 4641) for the relief of Henry L. James, of Williamsburgh, Massachusetts, accompanied by a report in writing thereon; which bill was read twice and, with the report, committed to a Committee of the Whole House and ordered to be printed.

Mr. Bradley, also by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 862) for the relief of E. B. Head, of Harrodsburgh, Kentucky, reported a substitute therefor, (H. R. 4642,) accompanied by a report in writing thereon; which bill, (H. R. 4642,) with the same title, was read twice and, with the report, committed to a Committee of the Whole House and ordered to be printed.

Mr. Bradley, also by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 441) to compensate John H. Wisdom for carrying United States mails, reported the same with an amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Bradley, also by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 1159) for the relief of Simon W. Preston, late collector of internal revenue for the first district of Mississippi, reported the same adversely, accompanied by a report in writing thereon.

On motion of Mr. Lynch,

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Bradley, also by unanimous consent, from the same committee, to which was referred the bill of the House (H. R. 908) for the relief of Heartt, Waite & Dodge, of Chicago, Illinois, reported the same adversely, accompanied by a report in writing thereon.

Ordered, That the said bill and report be printed and lie on the table.

Mr. Durham, by unanimous consent, introduced a bill (H. R. 4643) permitting the executors of Charles M. Briggs to sue in the courts of the United States; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

And then,

On motion of Mr. Page, at 12 o'clock and 55 minutes p. m., the House took a further recess until 1 o'clock p. m., (Saturday, February 10.)

AFTER THE RECESS.

(Saturday, February 10, 1877—1 o'clock, p. m.)

The House resumed its session in accordance with its previous order.

The Senate attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877, and announced

that the joint meeting of Congress for counting the electoral vote for President and Vice-President had resumed its session.

The presiding officer further stated that the two houses having separated pending the submission to the commission of objections to the certificates from the State of Florida, have re-assembled to hear and to coincide or otherwise with the decision of that tribunal, which, by a majority of the commission, in writing and signed by the members agreeing therein, will now be read by the Secretary of the Senate and be entered in the journal of each House.

The presiding officer thereupon laid before the joint convention the following report from the commission; which was read by the Secretary of the Senate, viz:

ELECTORAL COMMISSION,
Washington, D. C., February 9, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877:

The Electoral Commission mentioned in the said act, having received certain certificates, and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Florida, and the objections thereto, submitted to it under the said act, now report that it has duly considered the same pursuant to said act, and has decided and does hereby decide that the votes of Frederick C. Humphreys, Charles H. Pearce, William H. Holden, and Thomas W. Long, named in the certificate of M. L. Stearns, governor of the said State, which votes are certified by said persons, as appears by the certificate submitted to the commission as aforesaid, and marked "number one" by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Four (4) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Four (4) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission also has decided and hereby decides and reports that the four persons first before named were duly appointed electors in and by said State of Florida.

The ground of this decision, stated briefly as required by said act, is as follows:

That it is not competent, under the Constitution and the law as it existed at the date of the passage of said act, to go into evidence *aliunde* the papers opened by the President of the Senate in the presence of the two houses to prove that other persons than those regularly certified to by the governor of the State of Florida on, and according to, the determination and declaration of their appointment by the board of State canvassers of said State, prior to the time required for the performance of their duties, had been appointed electors, or by counter-proof to show that they had not, and that all proceedings of the courts or acts of the legislature or of the executive of Florida subsequent to the casting of the votes of the electors on the prescribed day are inadmissible for any such purpose.

As to the objection made to the eligibility of Mr. Humphreys, the commission is of opinion that, without reference to the question of the effect of the vote of an ineligible elector, the evidence does not show that he held the office of shipping-commissioner on the day when the electors were appointed.

The commission has also decided and does hereby decide and report that, as a consequence of the foregoing and upon the grounds before stated, neither of the papers purporting to be certificates of the electoral votes of said State of Florida numbered two (2) and (3) by the commission, and herewith returned, are the certificates or the votes provided for by the Constitution of the United States, and that they ought not be counted as such.

Done at Washington the day and year first above written.

SAMUEL F. MILLER,
W. STRONG,
JOSEPH P. BRADLEY,
GEO. F. EDMUNDS,

O. P. MORTON,
FREDK. T. FRELINGHUYSEN,
JAMES A. GARFIELD,
GEORGE F. HOAR,

Commissioners.

The presiding officer asked for objections to this decision;

Whereupon,

Mr. David Dudley Field, a Representative from the State of New York

submitted the following objection to the said decision and report; which was read by the Clerk of the House, viz:

An objection is interposed by the undersigned Senators and Representatives to the decision made by the commission constituted by the act entitled "An act to provide for and regulate the counting of the vote for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," as to the true and lawful electoral vote of Florida, upon the following grounds:

First. For that the decision determines that the vote cast by Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long, as electors of President and Vice-President of the United States in and for on behalf of the State of Florida, is the true and lawful electoral vote of said State, when, in truth and in fact, the vote cast by Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock is the true and lawful vote of said State.

Second. For that said commission refused to receive competent and material evidence tending to prove that Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long were not appointed electors in the manner prescribed by the legislature of the State of Florida, but were designated as electors by the returning-board of said State corruptly and fraudulently, in disregard of law, and with the intent to defeat the will of the people, expressed in the choice of Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock, who were legally and regularly appointed electors by the State of Florida in the manner directed by the legislature thereof.

Third. For that the decision aforesaid was founded upon the resolution and order of said commission previously made, as follows:

"Ordered, That no evidence will be received or considered by the commission which was not submitted to the joint convention of the two houses by the President of the Senate with the different certificates, except such as relates to the eligibility of F. C. Humphreys, one of the electors."

Fourth. For that said decision excludes all the evidence taken by the two houses of Congress and by the committees of each house concerning the frauds, errors, and irregularities committed by the persons whose certificates are taken as proof of the due appointment of electors.

Fifth. For that said decision excludes all evidence tending to prove that the certificate of — Stearns, governor, as also that of the board of State canvassers, was procured or given in pursuance of a fraudulent and corrupt conspiracy to cheat the State of Florida out of its rightful choice of electors, and to substitute therefor those who had not been chosen or appointed electors by said State in the manner directed by the legislature thereof.

Sixth. For that said commission refused to recognize the right of the courts of the State of Florida to review and reverse the judgment of the returning-board, or board of State canvassers, rendered through fraud and without jurisdiction, and rejected and refused to consider the action of said courts after their decision that Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long were not entitled to cast the electoral vote of Florida; which said decision was rendered by a court of said State in a case lawfully brought before said court, which court had jurisdiction over the subject-matter thereof, and whose jurisdiction over the said Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long had attached before any act was done by them as electors.

Seventh. For that said decision excludes all evidence tending to prove that the State of Florida, by all the departments of its government—legislative, executive, and judicial—has repudiated as fraudulent and void the certificates of — Stearns, governor, as well as that of the State canvassers, upon which certificate of the said governor the said commission has acted, and by means of which the true electoral votes of Florida have been rejected and false ones substituted in their stead; and

Eighth. For that to count the votes of Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long as electors for President and Vice-President would be a violation of the Constitution of the United States.

CHS. W. JONES, Florida,
HENRY COOPER, of Tennessee,
FRANCIS KERNAN, of New York,
ELI SAULSBURY, Delaware,
J. E. McDONALD, Indiana,
W. H. BARNUM, Connecticut,

On the part of the Senate.

J. PROCTOR KNOTT,
DAVID DUDLEY FIELD, of New York,
W. S. HOLMAN, of Indiana,

J. R. TUCKER,
CHARLES P. THOMPSON,
G. A. JENKS, of Pennsylvania,
J. J. FINLEY,
MILTON SAYLER,
E. JNO. ELLIS,

W. R. MORRISON,
ABRAM S. HEWITT,
WILLIAM M. SPRINGER,

On the part of the House.

The presiding officer having asked for further objections and none being presented,

Thereupon,

The Senate withdrew to their chamber.

Whereupon,

The House resumed its session.

When

Mr. Lynde, at 1 o'clock and 18 minutes p. m., (Saturday, February 10,) moved that the House take a recess until 10 o'clock a. m. Monday morning, February 12, and demanded the previous question thereon; which was seconded and the main question ordered.

Mr. Hale made the point of order that, under the provisions of the electoral law, a recess could not be taken, and that said motion was not in order.

After debate upon the point of order,

The Speaker overruled the point of order, and held that under the provisions of the said bill it was competent for the House to take a recess not beyond Monday (February 12) at 10 o'clock a. m.

Mr. Hale appealed from the decision of the Chair.

Pending which,

Mr. Cox moved that the said appeal do lie on the table.

And the question being put,

It was decided in the affirmative.

So the appeal from the decision of the Chair was laid upon the table.

The question then recurred upon the motion of Mr. Lynde;

And being put,

It was decided in the affirmative,	{	Yeas.....	162
		Nays.....	107
		Not voting.....	21

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth
William B. Anderson
Thomas S. Atche
John D. C. Atkins
Jonn C. Bagby
John H. Bagley, jr.
Henry B. Banning
Samuel N. Bell
Jos. C. S. Blackburn
Richard P. Bland
Archibald M. Bliss
James H. Blount
Andrew R. Boone
Tasl Bradford
John M. Bright
John Young Brown
Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William F. Caldwell
Alexander Campbell
Milton A. Candler
George W. Cate
Bernard G. Caulfield
Chester W. Chapin
John B. Clarke
John B. Clark, jr.
Hester Clymer
Alex. G. Cochrane
Francis D. Collins
Philip Cook
Jacob P. Cowan
Samuel S. Cox
David R. Caliberson
Augustus W. Cutler
Joseph J. Davis
Rezin A. DeBolt
George G. Dibrell
Beverly B. Douglas
Milton J. Durham

Mr. John R. Eden
Albert G. Egbert
E. John Ellis
Charles J. Faulkner
William H. Felton
David Dudley Field
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
Randall L. Gibson
John M. Glover
John Goode, jr.
John R. Goodin
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
Carter H. Harrison
Julian Hartidge
William Hartzell
Robert A. Hatcher
Ell J. Henkle
Abram S. Hewitt
Goldsmith W. Hewitt
Benjamin H. Hill
William S. Holman
Charles E. Hooker
James H. Hopkins
John F. House
Andrew Humphreys
Epps Hutton
Frank H. Hurd
George A. Jenks
Frank Jones
Thomas L. Jones
Edward C. Kehr
J. Proctor Knott

Mr. Lucius Q. C. Lamar
Franklin Landers
George M. Landers
Lafayette Lane
William M. Levy
Burwell B. Lewis
John K. Luttrell
William P. Lynde
L. A. Mackey
Levi Maish
William McFarland
John A. McMahon
Edwin R. Meade
Henry B. Metcalfe
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
William R. Morrison
William Mutchler
Lawrence T. Neal
Jephtha D. New
William J. O'Brien
N. Holmes Odell
William A. Piper
Earley F. Poppleton
Joseph Powell
David Rea
John H. Reagan
John Reilly
James B. Reilly
Americus V. Rice
Haywood Y. Riddle
John Robbins
William M. Robbins
Charles B. Roberts
Miles Ross
John S. Savage
Milton Saylor
Alfred M. Scales
Gustave Schleicher

Mr. Otho R. Singleton
William F. Slemmons
William E. Smith
Milton I. Southard
William A. J. Sparks
William M. Springer
William H. Stanton
William S. Stenger
Adal E. Stevenson
William H. Stone
Thomas Swann
John K. Tarbox
Frederick H. Teese
William Terry
Charles P. Thompson
Philip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Alfred M. Waddell
Charles C. B. Walker
Gilbert C. Walker
Ansel T. Walling
William Walsh
Eljah Ward
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
W. C. Whitthorne
Peter D. Wigginton
Alpheus S. Williams
Jere N. Williams
Benjamin A. Willis
Benjamin Wilson
Fernando Wood
Jesse J. Yeates
Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. William Lawrence	Mr. Julius H. Seelye
George A. Bagley	James L. Evans	E. W. Leavenworth	C. H. Sinnickson
John H. Baker	Edwin Flye	J. V. Le Moyné	Robert Smalls
William H. Baker	Greenbury L. Fort	John R. Lynch	A. Herr Smith
Latimer W. Ballou	Charles Foster	Henry S. Magoon	Horace B. Strait
Nathaniel P. Banks	Chapman Freeman	C. D. MacDougall	William H. H. Stowell
James B. Belford	James P. Frye	George W. McCrary	Jacob M. Thornburgh
Henry W. Blair	James A. Garfield	Samuel F. Miller	Washington Townsend
Nathan B. Bradley	Eugene Hale	James Monroe	John Q. Tufts
William R. Brown	Jere Haralson	Charles H. Morgan	Nelson H. Van Vorbes
Horatio C. Burchard	Benjamin W. Harris	Charles E. Nash	John T. Wait
John H. Burleigh	Henry H. Hathorn	Nelson I. Norton	Henry Waldron
Charles W. Butts	William S. Haymond	Addison Oliver	Alexander S. Wallace
Joseph G. Cannon	Charles Hays	Charles O'Neill	John W. Wallace
Nathan T. Carr	George W. Hendee	John B. Packer	G. Wiley Wells
Thomas J. Cason	Thomas J. Henderson	Horace F. Page	John D. White
Lucien B. Caswell	George F. Hoar	William A. Phillips	John O. Whitehouse
Simeon B. Chittenden	Solomon L. Hoge	Henry L. Pierce	Richard H. Whiting
Omar D. Conger	George G. Hoskins	Harris M. Plaisted	George Willard
William W. Crapo	Jay A. Hubbell	Thomas C. Platt	Andrew Williams
Lorenzo Crounse	Morton C. Hunter	Allen Potter	Charles G. Williams
Lorenzo Danford	Stephen A. Hurlbut	Henry O. Pratt	William B. Williams
Chester B. Darrall	John A. Hyman	Joseph H. Rainey	James Wilson
John M. Davy	Charles H. Joyce	Milton S. Robinson	Alan Wood, jr.
Dudley C. Denison	John A. Kasson	Sobiecki Ross	William Woodburn
Samuel A. Dobbins	William D. Kelley	Jeremiah M. Rusk	L. D. Woodworth
Mark H. Dunnell	Alanson M. Kimball	Ezekiel S. Sampson	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Elbridge G. Lapham	Mr. John F. Phillips	Mr. Martin I. Townsend
Lyman K. Bass	Scott Lord	William J. Purman	William A. Wheeler
George M. Beebe	James W. McDill	John G. Schumaker	Scott Wike
George H. Durand	Henry B. Payne	James Sheakley	James Williams
John Hancock	James Phelps	Alex. H. Stephens	William W. Wilshire.
William S. King			

So the House agreed to take a recess until Monday (February 12) at ten o'clock a. m.

During the roll-call on the motion of Mr. Lynde,

A message from the Senate, by Mr. Gorham, their Secretary:

Mr. Speaker : The Senate have agreed to the following resolution: which I am instructed to communicate to the House of Representatives, viz:

Resolved, That the decision of the commission upon the electoral vote of the State of Florida stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Senate is now ready to meet the House of Representatives to proceed with the counting of the electoral votes for President and Vice-President.

And then,

In accordance with its decision, the House took a further recess until 10 o'clock a. m. Monday, (February 12.)

AFTER THE RECESS.

(Monday, February 12, 1877—10 o'clock a. m.)

On motion of Mr. McCrary, by unanimous consent,

Ordered, That business be suspended until 10½ o'clock a. m.;
When

Mr. Field submitted the following resolution, viz:

Ordered, That the counting of the electoral votes from the State of Florida shall not proceed in conformity with the decision of the Electoral Commission, but that the votes of Wilkinson Call, James E. Younge, Robert B. Hilton, and Robert Bullock be counted as the votes from the State of Florida for President and Vice-President of the United States.

Pending which,

Mr. Hale moved to amend so as to make the said resolution read as follows, viz:

"Ordered, That the counting of the electoral votes from the State of Florida shall proceed in conformity with the decision of the Electoral Commission."

Pending which,

Mr. Knott submitted the following preamble and resolution as an amendment in the nature of a substitute for the resolution submitted by Mr. Field, viz:

Whereas it is provided in the act of Congress entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, that the commission thereby constituted should in reference to the vote of any State referred to it in pursuance thereof decide whether any and what votes from [such State are the votes provided for by the Constitution of the United States, and how many and what persons were duly appointed electors in such State, and may thereon take into view such petitions, depositions, and other papers, if any, as shall by the Constitution and now existing laws be competent and pertinent in such consideration; which decision shall be made in writing, stating briefly the grounds thereof, and signed by the members of said commission agreeing therein; and

Whereas, when said commission had under consideration the case of the State of Florida, evidence competent and pertinent to show that Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long, the persons named in the paper known as "certificate No. 1," had not been appointed as electors by the said State of Florida in the manner directed by the legislature thereof, was offered before said commission; and

Whereas upon objection made thereto said commission did decide and determine that no evidence would be received or considered by said commission which was not submitted to the two houses in joint convention by the President of the Senate with the several certificates; and

Whereas said certificate "No. 1" contains no evidence whatever, and makes no allusion whatever, to any evidence, determination, or precedent judgment or decision of any board of State canvassers or tribunal as the basis thereof, showing or tending to show that the said four persons named therein had been appointed as electors by the said State of Florida in the manner directed by the legislature thereof, or that there had ever been a canvass of the votes cast for electors in said State; and

Whereas the paper known as certificate "No. 3," which was opened by the President of the Senate in the presence of the Senate and House of Representatives when assembled in joint convention and referred to said commission along with the paper marked "No. 1," does contain evidence fully and specifically showing the fact that by authority of an act of the legislature of said State of Florida a correct canvass of the vote which had been cast in said State for electors had been made, and that Wilkinson Call, James E. Yonge, Robert B. Hilton, Robert Bullock were duly elected and appointed as electors by said State in the manner directed by the legislature thereof; and

Whereas the said paper "No. 3" contained the only evidence of any kind in nature or description whatever before said commission that the votes cast for electors in the State of Florida had ever been canvassed at all; and

Whereas there was not and under the ruling of said commission there could not be any evidence whatever before said commission (except that contained in said paper No. 3) that there ever was any determination or declaration of any board of canvassers of said State in respect to the votes cast for electors therein; and

Whereas, notwithstanding the foregoing facts, the said commission, in stating the grounds for its decision that the votes of Frederick C. Humphreys, Charles H. Pearce, William H. Holden, and Thomas W. Long named in said paper No. 1, are the votes provided for by the Constitution of the United States, and should be counted as therein certified, has said in substance that said persons were those whose appointment as electors was regularly certified by the governor of the State of Florida on and according to determination and declaration of their appointment by the board of canvassers of said State:

Now, therefore, in order that said commission may have an opportunity to correct in manifest inconsistency therein and to explain how and in what manner it ascertained that the certificate of M. L. Stearns, as governor of the State of Florida, was on and according to any determination and declaration of any board of canvassers of said State,

Be it resolved, That the decision of said commission, and the grounds thereof, be, and the same are hereby, remanded and recommitted to said commission, with the request that the same be so corrected or explained to this House, and that said commission be further requested to furnish in detail the true reasons of its decision, that this House may be enlightened as to the course it ought to pursue in the discharge of its duties in respect of the vote of the State of Florida under the Constitution of the United

States and the act of Congress above referred to, and that in the mean time the votes of Frederick C. Humphreys, Charles H. Pearce, William H. Holden, and Thomas W. Long shall not be counted.

Mr. Hale made the point of order that the resolution submitted by Mr. Knott was in violation of the provisions of the electoral bill, and therefore not in order.

The Speaker overruled the point of order, on the ground that the main question in law and in parliamentary proceedings embraced all questions upon which the previous question can be seconded and the main question ordered, and under the rules of the House the main question embraced the original proposition, an amendment thereto, and an amendment in the nature of a substitute for both.

Mr. James Wilson made the point of order that the resolution submitted by Mr. Knott changed a rule of the House, and was not therefore in order.

The Speaker sustained the point of order, and held that under rule 43 the said resolution was not in order.

The Speaker then stated the question to be on the amendment of Mr. Hale to the resolution submitted by Mr. Field.

After two hours' debate, in accordance with the provisions of the electoral law, approved January 29, 1877,

The question was put,

Will the House agree to the said amendment?

And it was decided in the negative, { Yeas 103
Nays 167
Not voting 20

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. E. W. Leavenworth	Mr. C. H. Sinnickson
George A. Bagley	James L. Evans	John R. Lynch	Robert Smalls
John H. Baker	Edwin Fiye	Henry S. Magoon	A. Herr Smith
William H. Baker	Greenbury L. Fort	C. D. MacDougall	Horace B. Strait
Latimer W. Ballou	Charles Foster	George W. McCrary	William H. H. Stowe
Nathaniel P. Banks	Chapman Freeman	James W. McDill	Jacob M. Thornburgh
James B. Belford	William P. Frye	Samuel F. Miller	Washington Townsend
Henry W. Blair	James A. Garfield	James Monroe	John Q. Tufts
Nathan B. Bradley	Eugene Hale	Charles E. Nash	Nelson H. Van Vorhes
William R. Brown	Jero Haralson	Nelson J. Norton	John T. Wait
Horatio C. Burchard	Benjamin W. Harris	Addison Oliver	Henry Waldron
John H. Burleigh	Henry H. Hathorn	Charles O'Neill	Alexander S. Wallace
Charles W. Butts	Charles Hays	John B. Packer	John W. Wallace
Joseph G. Cannon	George W. Hendee	Horace F. Page	G. Wiley Wells
Thomas J. Cason	Thomas J. Henderson	William A. Phillips	John D. White
Lucien B. Caswell	George F. Hoar	Henry L. Pierce	John O. Whitehouse
Simoon B. Chittenden	George G. Hoskins	Harris M. Plaisted	Richard H. Whiting
Omar D. Conger	Jay A. Hubbell	Thomas C. Platt	George Willard
William W. Crapo	Morton C. Hunter	Allen Potter	Andrew Williams
Lorenzo Crounse	Stephen A. Hurlbut	Henry O. Pratt	Charles G. Williams
Lorenzo Danford	John A. Hyman	Joseph H. Rainey	William B. Williams
Chester B. Darrall	Charles H. Joyce	Milton S. Robinson	James Wilson
John M. Davy	John A. Kaseen	Sobieski Ross	Alan Wood, Jr.
Dudley C. Denison	William D. Kelley	Jeremiah M. Rusk	William Woodburn
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel S. Sampson	L. D. Woodworth
Mark H. Dunnell	William Lawrence	Julius H. Seelye	

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. John M. Bright	Mr. Alex. G. Cochrane	Mr. Charles J. Faulkner
Lucien L. Ainsworth	John Young Brown	Francis D. Collins	William H. Felton
William B. Anderson	Samuel D. Burchard	Philip Cook	David Dudley Field
Thomas S. Ashe	George C. Cabell	Jacob P. Cowan	James J. Finley
John D. C. Atkins	John H. Caldwell	Samuel S. Cox	William H. Forney
John C. Bagby	William P. Caldwell	David B. Culbertson	Benjamin J. Franklin
John H. Bagley, Jr.	Alexander Campbell	Augustus W. Cutler	Benoni S. Fuller
Henry B. Banning	Milton A. Candler	Joseph J. Davis	Lucien C. Gause
Samuel N. Bell	Nathan T. Carr	Rezin A. DeBolt	Randall L. Gibson
Jos. C. S. Blackburn	Bernard G. Cate	George G. Dibrell	John M. Glover
Richard P. Bland	Chester W. Chapin	Beverly B. Douglas	John Goode, Jr.
Archibald M. Bliss	John B. Clarke	Milton J. Durham	John R. Goetta
James H. Blount	John B. Clark, Jr.	John R. Eden	Thomas M. Gaster
Andrew R. Boone	Heister Clymer	Albert G. Egbert	Andrew H. Hamilton
Taul Bradford		E. John Ellis	Robert Hamilton

Mr. John Hancock	Mr. George M. Landers	Mr. John H. Reagan	Mr. Charles P. Thompson
Aug. A. Hardenbergh	J. V. Le Moyne	John Reilly	Philip F. Thomas
Henry R. Harris	William M. Levy	James B. Reilly	J. W. Throckmorton
John T. Harris	Burwell B. Lewis	Americus V. Rice	John R. Tucker
Carter H. Harrison	John K. Luttrell	Haywood Y. Riddle	Jacob Turney
Julian Hartridge	William P. Lynde	John Robbins	John L. Vance
William Hartzell	L. A. Mackey	William M. Robbins	Robert B. Vance
Robert A. Hatcher	Levi Malsh	Charles B. Roberts	Alfred M. Waddell
William S. Haymond	William McFarland	Miles Ross	Gilbert C. Walker
El J. Henkle	John A. McMahon	John S. Savage	Ansel T. Walling
Abram S. Hewitt	Henry R. Metcalfe	Milton Saylor	William Walsh
Goldsmith W. Hewitt	Charles W. Milliken	Alfred M. Scales	Eljah Ward
Benjamin H. Hill	Roger Q. Mills	Gustave Schleicher	Levi Warner
William S. Holman	Hernando D. Money	James Sheakley	William W. Warren
Charles E. Hooker	Charles H. Morgan	Otho B. Singleton	Henry Watterson
James H. Hopkins	William R. Morrison	William F. Slemmons	Erastus Wells
John F. House	William Mutchler	William E. Smith	W. C. Whitthorne
Andrew Humphreys	Lawrence T. Neal	Milton I. Southard	Peter D. Wigginton
Eppa Hunton	Jephtha D. New	William A. J. Sparks	Alpheus S. Williams
Frank H. Hurd	William J. O'Brien	William M. Springer	Jere N. Williams
George A. Jenks	N. Holmes Odell	William S. Stenger	Benjamin A. Willis
Frank Jones	Henry B. Payne	Adlai E. Stevenson	William W. Wilshire
Thomas L. Jones	John F. Phillips	William H. Stone	Benjamin Wilson
Edward C. Kehr	William A. Piper	Thomas Swann	Fernando Wood
J. Proctor Knott	Earley F. Poppleton	John K. Tarbox	Jesse J. Yeates
Lucius Q. C. Lamar	Joseph Powell	Frederick H. Teasee	Casey Young
Franklin Landers	David Rea	William Terry	

Those not voting are—

Mr. Lyman K. Bass	Mr. William S. King	Mr. James Phelps	Mr. Martin I. Townsend
George M. Beebe	Lafayette Lane	William J. Purman	Charles C. B. Walker
Aylett H. Buckner	Elbridge G. Lapham	John G. Schumaker	William A. Wheeler
George H. Durand	Scott Lord	William H. Stanton	Scott Wike
Solomon L. Hoge	Edwin R. Meade	Alex. H. Stephens	James Williams.

So the amendment of Mr. Hale was rejected.

Mr. Field moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question then recurred on the resolution submitted by Mr. Field; And being put,

It was decided in the affirmative, {	Yeas	168
	Nays	103
	Not voting.....	19

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. David B. Culberson	Mr. Abram S. Hewitt	Mr. Lawrence T. Neal
Lucien L. Alinsworth	Augustus W. Cutler	Goldsmith W. Hewitt	Jephtha D. New
William B. Anderson	Joseph J. Davis	Benjamin H. Hill	William J. O'Brien
Thomas S. Ashe	Rezin A. De Bolt	William S. Holman	N. Holmes Odell
John D. C. Atkins	George G. Dibrell	Charles E. Hooker	Henry B. Payne
John C. Bagby	Beverly B. Douglas	James H. Hopkins	John F. Phillips
John H. Bagley, jr.	Milton J. Durham	John F. House	William A. Piper
Henry B. Banning	John R. Eden	Andrew Humphreys	Earley F. Poppleton
Samuel N. Bell	Albert G. Egbert	Eppa Hunton	Joseph Powell
Jos. C. S. Blackburn	E. John Ellis	Frank H. Hurd	David Rea
Richard P. Bland	Charles J. Faulkner	George A. Jenks	John H. Reagan
Archibald M. Bliss	William H. Felton	Frank Jones	John Reilly
James H. Blount	David Dudley Field	Thomas L. Jones	James B. Reilly
Andrew R. Boone	Jease J. Finley	Edward C. Kehr	Americus V. Rice
Toul Bradford	William H. Forney	J. Proctor Knott	Haywood Y. Riddle
John M. Bright	Benjamin J. Franklin	Lucius Q. C. Lamar	John Robbins
John Young Brown	Benoni S. Fuller	Franklin Landers	William M. Robbins
Samuel D. Burchard	Benoni C. Ganse	George M. Landers	Charles B. Roberts
George C. Cabell	Randall L. Gibson	J. V. Le Moyne	Miles Ross
John H. Caldwell	John M. Glover	William M. Levy	John S. Savage
William F. Caldwell	John Goode, jr.	Burwell B. Lewis	Milton Saylor
Alexander Campbell	John R. Goodin	John K. Luttrell	Alfred M. Scales
Milton A. Candler	Thomas M. Gunter	William P. Lynde	Gustave Schleicher
Nathan T. Carr	Andrew H. Hamilton	L. A. Mackey	James Sheakley
George W. Cate	Robert Hamilton	Levi Malsh	Otho B. Singleton
Bernard G. Caulfield	John Hancock	William McFarland	William F. Slemmons
Chester W. Chapin	Aug. A. Hardenbergh	John A. McMahon	William E. Smith
John B. Clarke	Henry R. Harris	Edwin R. Meade	Milton I. Southard
John B. Clark, jr.	John T. Harris	Henry B. Metcalfe	William A. J. Sparks
Elester Clymer	Carter H. Harrison	Charles W. Milliken	William M. Springer
Alex. G. Cochrane	Julian Hartridge	Roger Q. Mills	William S. Stenger
Francis D. Collins	William Hartzell	Hernando D. Money	Adlai E. Stevenson
Philip Cook	Robert A. Hatcher	Charles H. Morgan	William H. Stone
Jacob P. Cowan	William S. Haymond	William R. Morrison	Thomas Swann
Samuel S. Cox	El J. Henkle	William Mutchler	John K. Tarbox

Mr. Frederick H. Teese
William Terry
Charles P. Thompson
Philip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney

Mr. John L. Vance
Robert B. Vance
Alfred M. Waddell
Gilbert C. Walker
Ansel T. Walling
William Walsh
Elijah Ward

Mr. Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
W. C. Whitthorne
Peter D. Wigginton
Alpheus S. Williams

Mr. Jere N. Williams
Benjamin A. Willis
William W. Wilshire
Benjamin Wilson
Fernando Wood
Jesse J. Yeates
Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams
George A. Bagley
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
James B. Belford
Henry W. Blair
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
John H. Burleigh
Charles W. Buttz
Joseph G. Cannon
Thomas J. Cason
Lucien B. Caswell
Simoon B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Crounse
Lorenzo Danford
Chester B. Darrall
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell

Mr. Benjamin T. Eames
James L. Evans
Edwin Flye
Greenbury L. Fort
Charles Foster
Chapman Freeman
William P. Frye
James A. Garfield
Eugene Hale
Jere Haralson
Benjamin W. Harris
Henry H. Hathorn
Charles Hays
George W. Hendee
Thomas J. Henderson
George F. Hoar
George G. Hoskins
Jay A. Hubbell
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Charles H. Joyce
John A. Kasson
William D. Kelley
Alanson M. Kimball
William Lawrence

Mr. E. W. Leavenworth
John R. Lynch
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Charles E. Naah
Nelson I. Norton
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
William A. Phillips
Henry L. Pierce
Harris M. Plaisted
Thomas C. Platt
Allen Potter
Henry O. Pratt
Joseph H. Rainey
Milton S. Robinson
Sobieski Ross
Jeremiah M. Ruak
Ezekiel S. Sampson
Julius H. Seelye

Mr. C. H. Stinickson
Robert Smalls
A. Herr Smith
Horace B. Strait
William H. H. Stowell
Jacob M. Thornburgh
Washington Townsend
John Q. Tufts
Nelson H. Van Vorhes
John T. Wait
Henry Waldron
Alexander S. Wallace
John W. Wallace
G. Wiley Wells
John D. White
John O. Whitehouse
Richard H. Whiting
George Willard
Andrew Williams
Charles G. Williams
William B. Williams
James Wilson
Alan Wood, jr.
William Woodburn
L. D. Woodworth

Those not voting are—

Mr. Lyman K. Bass
George M. Beebe
Aylett H. Buckner
George H. Durand
Solomon L. Hoge

Mr. William S. King
Lafayette Lane
Elbridge G. Lapham
Scott Lord
James Phelps

Mr. William J. Purman
John G. Schumaker
William H. Stanton
Alex. H. Stephens
Martin I. Townsend

Mr. Charles C. B. Walker
William A. Wheeler
Scott Wike
James Williams

So the resolution was adopted.

On motion of Mr. Field,

Ordered, That the Clerk inform the Senate of the action of the House, and that the House is now ready to meet the Senate in this hall to proceed with the counting of the electoral votes for President and Vice-President.

The Senate, at 2 o'clock and 25 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further announced that the two houses separately have considered and determined the objection submitted by Mr. Field to the decision of the commission upon the certificates from the State of Florida.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the decision of the commission upon the electoral vote of the State of Florida stand as the judgment of the Senate, the objection made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the counting of the electoral votes from the State of

Florida shall not proceed in conformity with the decision of the electoral commission, but that the votes of Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock be counted as the votes from the State of Florida for President and Vice-President of the United States.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the decision of the commission will stand unreversed, and the counting of the electoral votes will now proceed in conformity with the decision of the commission.

The tellers thereupon announced that the State of Florida casts four votes for Rutherford B. Hayes, of Ohio, for President, and four votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Georgia, Illinois, Indiana, Iowa, Kansas, and Kentucky were then opened by the presiding officer, handed to and read by the tellers, and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Louisiana having been next opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-President in the said State had been received by the President of the Senate.

All of the said papers purporting to be certificates having been handed by the presiding officer to the tellers, and by them read,

Thereupon,

Objections thereto in writing were presented as follows, viz:

By Mr. Joseph E. McDonald, a Senator from the State of Indiana:

The undersigned Senators and members of the House of Representatives of the United States object to the lists of names of the electors made and certified by William P. Kellogg, claiming to be, but who was not, the lawful governor of the State of Louisiana, and to the electoral votes of said State signed by W. P. Kellogg, J. H. Burch, Peter Joseph, L. A. Sheldon, Morris Marks, A. B. Leviasee, O. H. Brewster, Oscar Joffrion, being the two several certificates, the first and third, presented by the President of the Senate to the two houses of Congress in joint convention, for the reasons following:

I.

Because on the 7th day of November, 1876, there was no law, joint resolution, or other act of the legislature of the State of Louisiana in force directing the manner in which electors for said State should be appointed.

II.

Because if any law existed in the State of Louisiana on the 7th day of November, 1876, directing the manner of the appointment of electors, it was an act of the legislature which directed that electors should be appointed by the people of the State in their primary capacity at an election to be held on a day certain, at particular places, and in a certain way; and the people of the State, in accordance with the legislative direction, exercised the powers vested in them at an election held in said State November 7, 1876, in pursuance of said act and of the laws of the United States, and appointed John McEnery, R. C. Wickliffe, L. St. Martin, F. P. Poché, A. De Blanc, W. A. Seay, R. G. Cobb, and K. A. Cross to be electors by a majority for each of six thousand and upward of all the votes cast by qualified voters for electors at said election, and said electors received a certificate of their due appointment as such electors from John McEnery, who was then the rightful and lawful governor of said State, under the seal thereof, and thereupon the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross became and were vested with the exclusive authority of electors for the State of Louisiana, and no other person or persons had or could have such authority or power, nor was it within the legal power of any State or Federal officer or any other person to revoke the power bestowed on the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, or to appoint other electors in their stead, or to impair their title to the office to which the people had appointed them.

III.

Because the said Kellogg, Burch, Joseph, Sheldon, Marks, Leviasee, Brewster, and Joffrion were not, nor was either of them, duly appointed an elector by the State of

Louisiana, in the manner directed by the constitution and laws of said State and of the United States, and the lists of names of electors made and certified by the said William P. Kellogg, claiming to be, but not being, governor of said State, were false in fact, and fraudulently made and certified by said Kellogg, with full knowledge at the time that the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion were not duly appointed electors by the qualified voters of said State, and without any examination of the returns of the votes cast for electors, as required by the laws of the State.

IV.

Because the pretended canvass of the returns of said election for electors of President and Vice-President by J. Madison Wells, T. C. Anderson, G. Casanave, and Louis M. Kenner, as returning-officers of said election, was without jurisdiction and void, for these reasons:

First. The statutes of Louisiana, under which said persons claimed to have been appointed returning-officers and to have derived their authority, gave them no jurisdiction to make the returns or to canvass or to compile the statements of votes cast for electors of President and Vice-President.

Secondly. Said statutes, if construed as conferring such jurisdiction, give the returning-officers power to appoint the electors, and are void as in conflict with the Constitution, which requires that electors shall be appointed by the State.

Thirdly. Said statutes, in so far as they attempt to confer judicial power and to give to the returning-officers authority in their discretion to exclude the statements of votes and to punish innocent persons without trial by depriving them of their legal right of suffrage, are in conflict with the constitution of the State of Louisiana, and are anti-republican and in conflict with the Constitution of the United States, in so far as they refer it to the discretion of the returning-officers to determine who are appointed electors.

Fourthly. If said Louisiana statutes should be held valid, they conferred no jurisdiction on said Wells, Anderson, Casanave, and Kenner, as a board of returning-officers, to make the returns of said election, or to canvass and compile the statements of votes made by the commissioners of said election, for the reason that they constituted but four of the five persons to whom the law confided those duties; that they were all of the same political party; and that there was a vacancy in said board of returning-officers, which the said Wells, Anderson, Casanave, and Kenner failed and refused to fill, as required by law.

Fifthly. Said board of returning-officers had no jurisdiction to exercise judicial functions and reject the statement of the votes at any poll or voting-place unless the foundation for such jurisdiction was first laid as required by the statute, which the papers and records before said board of returning-officers showed was not done to such an extent as to change the result of the election as shown on the face of the returns.

Sixthly. Said returning-officers, with a full knowledge that a true and correct compilation of the official statements of votes legally cast November 7, 1876, for presidential electors in the State of Louisiana, showed the following result, to wit:

	Votes
John McEnery	83,723
R. C. Wickliffe	83,650
L. St. Martin	83,650
F. P. Poché	83,474
A. De Blanc	83,633
W. A. Seay	83,512
R. G. Cobb	83,530
K. A. Cross	83,603
W. P. Kellogg	77,174
J. H. Burch	77,162
Peter Joseph	74,913
L. A. Sheldon	74,902
Morris Marks	75,240
A. R. Levissee	75,386
O. H. Brewster	75,479
Oscar Joffrion	75,618

And that said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross were duly and lawfully elected electors, illegally and fraudulently changed, altered, and rejected the statements of votes made by the commissioners of election and the returns of supervisors of registration, and declared the following to be the state of the poll, to wit:

John McEnery	70,508
R. C. Wickliffe	70,509
L. St. Martin	70,553

F. Poché	70, 335
A. De Blanc	70, 536
W. A. Seay	70, 525
R. G. Cobb	70, 423
K. A. Cross	70, 556
W. P. Kellogg	75, 135
J. H. Burch	75, 127
Peter Joseph	74, 014
L. A. Sheldon	74, 027
Morris Marks	74, 418
A. B. Levissee	74, 007
O. H. Brewster	74, 013
Oscar Joffrion	74, 736

The said returning-officers thereupon falsely and fraudulently certified that said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion were duly elected electors; when the fact was that, omitting the statements of votes illegally withheld by supervisors, those before the returning-officers, which it was their duty to, but which they did not, canvass and compile, showed majorities for McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, ranging from 3,459 to 6,405.

Seventhly. That said returning-officers, before making any declaration of the vote for electors, offered, for a money consideration, to certify and declare the due election of the persons who, according to the face of the returns, received a majority of the votes and were duly and properly elected. Failing to find a purchaser, they falsely, corruptly, and fraudulently certified and declared the minority candidates elected, after having first applied for a reward for so doing. Wherefore the undersigned object to the certificate or declaration of the election of electors made by said board of returning-officers as utterly void, by reason of the fraud and corruption of said board of returning-officers in thus corruptly offering said certificates for sale.

V.

The undersigned especially object to counting the votes cast by the said A. B. Levissee for the reason that the State of Louisiana was forbidden by the Constitution of the United States to appoint the said A. B. Levissee an elector, because he was, at the time of the appointment of the electors in said State, to wit, on the 7th day of November, 1876, and for a number of days previous and subsequent thereto, holding an office of trust or profit under the United States, to wit, the office of commissioner of the United States circuit court for the district of Louisiana, and his subsequent appointment by the other electors was not only without authority of law and void, but it was knowingly and fraudulently made for an illegal and fraudulent purpose.

VI.

The undersigned especially object to counting the vote cast by the said O. H. Brewster, for the reason that the State of Louisiana was forbidden by the Constitution of the United States to appoint the said Brewster an elector, because he was, at the time of the appointment of electors of said State, to wit, the 7th day of November, A. D. 1876, and for a number of days previous and subsequent thereto, holding an office of trust or profit under the United States, to wit, the office of surveyor-general of the land-office for the land-district of the State of Louisiana, and any subsequent appointment of the said Brewster as an elector by the other electors was not only without warrant of law and void, but was made knowingly and fraudulently for an illegal and fraudulent purpose.

VII.

The undersigned object and insist that under no circumstances can more than six of the eight electoral votes cast in Louisiana for Rutherford B. Hayes and William A. Wheeler be counted, for the reason that at least two of the persons casting such votes, to wit, A. B. Levissee and O. H. Brewster, were not appointed electors by said State; and they further object especially to the vote given and cast by William P. Kellogg, one of the pretended electors of said State of Louisiana, because the certificate executed by himself as governor of that State to himself as elector of that State is void as to him, and creates no presumption and is no evidence in his own favor that he was duly appointed such elector, and there is no other evidence whatever of his having been appointed an elector of said State. And they further object to the said Kellogg that by the constitution of Louisiana he was not entitled to hold both offices, but was disqualified therefrom, and that on the day of casting the vote aforesaid, and on the day of the election for electors, and after those days, he continued to act as governor of the State, and that his vote as elector is null and void.

VIII.

Because the certified lists of the names of the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion as the duly appointed electors for the State of Louisiana by W. P. Kellogg, claiming to be, but who was not, governor of said State, were falsely, fraudulently, and corruptly made and issued as a part of a conspiracy between the said Kellogg and the said returning-officers, Wells, Anderson, Casanave, and Kenner, and other persons, to cheat and defraud the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross of the offices to which they had been duly appointed as aforesaid, and to defraud the State of Louisiana of her right to vote for President and Vice-President according to her own wish as legally expressed by the vote of the people at the election aforesaid.

For which reason the list of names of the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion, as electors, and the votes cast by them, are utterly void; in support of which reasons the undersigned refer to the Constitution and laws of the United States and of the State of Louisiana, and, among other, to the evidence taken at the present session of Congress by the Committee and Subcommittees on Privileges and Elections of the Senate, the Select Committee and the Subcommittees of the House of Representatives on the Recent Election in the State of Louisiana, and the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House of Representatives in Counting the Electoral Vote, together with papers accompanying said evidence.

ELI SAULSBURY,
J. E. McDONALD,
J. W. STEVENSON,
L. V. BOGY,

Senators.

DAVID DUDLEY FIELD,
G. A. JENKS,
R. L. GIBSON,
JOHN R. TUCKER,
W. M. LEVY,
E. JOHN ELLIS,
WM. R. MORRISON,

Representatives.

By Mr. Randall L. Gibson, a Representative from the State of Louisiana:

The undersigned Senators and Members of the House of Representatives of the United States object to the certificates and electoral votes of the State of Louisiana signed by William P. Kellogg, J. H. Burch, Peter Joseph, L. A. Sheldon, Morris Marks, A. B. Levissee, O. H. Brewster, and Oscar Joffrion, for the following reasons:

First. The government of the State of Louisiana, as administered at and prior to the 7th day of November, 1876, and until this time, was and is not republican in form.

Second. If the government of the State of Louisiana was and is republican in form, there was no canvass of the votes of the State made on which the certificates of election of the above-named alleged electors were issued.

Third. Any alleged canvass of votes on which the certificates of election of said alleged electors are claimed to be founded was an act of usurpation, was fraudulent and void.

Fourth. The votes cast in the electoral college of said State by Oscar Joffrion, William P. Kellogg, J. H. Burch, Morris Marks, are not electoral votes, for that the said Oscar Joffrion, William P. Kellogg, J. H. Burch, and Morris Marks are and were ineligible by the laws of Louisiana and were disqualified; for by the constitution of the State of Louisiana, section 117, it is provided that no person shall hold or exercise at the same time more than one office of trust or profit, except that of justice of the peace or notary public; whereas on and prior to the 7th day of November, 1876, and until after the 6th day of December, 1876, W. P. Kellogg was acting *de facto* governor of said State; Oscar Joffrion was supervisor of registration for the parish of Point Coupee, in said State; Morris Marks was a district attorney for one of the districts of said State and candidate for district judge, and was elected at said election; and J. H. Burch was a member of the senate of said State, also a member of the board of control of the State penitentiary, administrator of the deaf and dumb asylum, both salaried offices, and treasurer of the school board of the parish of East Baton Rouge.

Fifth. In addition thereto, said Oscar Joffrion was specially disqualified by the thirteenth section of the act of the legislature of said State, dated 24th day of July, 1874, which provides that no supervisor of registration shall be eligible for any office at any election when said supervisor officiates, and the said Oscar Joffrion, at the election held on the 7th day of November, 1876, did act and officiate as supervisor of registra-

tion for the parish of Point Coupee, in said State. In support hereof, *inter alia*, there is herewith submitted the testimony taken before the Special Committee of the House of Representatives to Investigate the Election in Louisiana; also the testimony taken before the Committee on Powers and Privileges of the House of Representatives; also the testimony taken before the Committee on Privileges and Elections of the Senate.

ELI SAULSBURY,
J. E. McDONALD,
FRANCIS KERNAN,

Senators.

G. A. JENKS,
J. R. TUCKER,
R. L. GIBSON,
DAVID DUDLEY FIELD,
W. M. LEVY,
E. JNO. ELLIS,

Representatives.

By Mr. Fernando Wood, a Representative from the State of New York:

The undersigned Senators and Representatives object to the counting of the vote of O. H. Brewster, A. B. Levissee, W. P. Kellogg, Oscar Joffrion, Peter Joseph, J. H. Burch, L. A. Sheldon, and Morris Marks as electors for the State of Louisiana, for the reason that the said persons were not appointed electors by the State of Louisiana in the manner directed by its legislature.

M. I. SOUTHARD,

Representative from the State of Ohio.

CHAS. E. HOOKER, *of Mississippi.*

R. A. DE BOLT, *of Missouri.*

R. P. BLAND, *of Missouri.*

JNO. W. STEVENSON, *of Kentucky.*

WM. PINKNEY WHYTE, *of Maryland.*

FERNANDO WOOD,

Representative from the State of New York.

ERASTUS WELLS,

Representative, of Missouri.

A. G. EGBERT,

Representative, of Pennsylvania.

By Mr. Timothy O. Howe, a Senator from the State of Wisconsin:

The undersigned respectfully object to the counting of any vote for President and Vice-President of the United States given, or purporting to have been given, by John McEnery or R. C. Wickliffe, or of either of them, for the reason that there is no evidence whatever that either of said persons has been appointed an elector of said State in such manner as the legislature thereof has directed; and for the further reason that there is evidence conclusive in law that neither of said persons has been appointed to be an elector for the State of Louisiana in such manner as the legislature thereof has directed.

They respectfully object to the reading, the recording, or the acknowledging of any commission, or license, or certificate of appointment, or of authentication signed, or purporting to be signed, by John McEnery, as governor of the State of Louisiana, for the reason that there is no evidence that John McEnery is now, or ever was at any time during the year 1876, governor of the State of Louisiana, and for the further reason that there is conclusive evidence that W. P. Kellogg was during the whole of the year 1876 and for several years prior thereto governor of that State, was recognized as such by the judicial and legislative departments of the government of that State and by every department of the Government of the United States.

T. O. HOWE.
R. J. OGLESBY.
JOHN SHERMAN.
J. R. WEST.
S. A. HURLBUT.
W. TOWNSEND.
CHAS. H. JOYCE.
J. DANFORD.
W. W. CRAPO.
EUGENE HALE.
WM. LAWRENCE.

The same having been read by the Secretary of the Senate and Clerk of the House of Representatives,

Thereupon,

The presiding officer announced that all the certificates and papers, together with other papers accompanying the same, as well as the objections presented and accompanying papers, would be transmitted to the Electoral Commission, in accordance with the requirements of the electoral law, approved January 29, 1877, for its judgment and decision.

And then,

The Senate, at 4 o'clock and 34 minutes p. m., withdrew to their chamber.

Whereupon,

The House resumed its legislative session.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the legislature of Colorado, asking for the grant of arid lands for irrigation purposes;

By Mr. Anderson: Joint resolution of the legislature of Illinois, memorializing Congress in reference to certain land-scrip; to the Committee on the Public Lands.

By Mr. Buckner: The petition of citizens of the District of Columbia, for an appropriation for the schools of the District, to the Committee on Appropriations.

By Mr. Samuel D. Burchard: Memorial of the legislature of Wisconsin, asking an appropriation for the completion of the Sturgeon Bay and Lake Michigan Canal, to the Committee on Commerce.

By Mr. George Q. Cannon: The petition of Silas Hillman and 35 other citizens of Cannon, Utah, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. DeBolt: The petition of George W. Mason and others, for a law allowing arrears of pension, to the Committee on Invalid Pensions.

Also, the petitions of Harrison Hatfield, Josiah Utley, and William Becket, privates in Company F, First Cavalry, Missouri State Militia, for compensation for horses lost in the United States service;

By Mr. Douglas: The petition of Louis Kruger, for compensation for property taken by the United States Army; to the Committee on War-Claims.

By Mr. Egbert: The petition of citizens of Corry, Pennsylvania, for a law granting arrears of pension, to the Committee on Invalid Pensions.

By Mr. Faulkner: The petitions of citizens of West Virginia, for cheap telegraphy;

By Mr. Finley: Papers relating to the establishment of post-routes from Hawkinsville to Fort Mason, and from Volusia to Fort Mason, Florida;

By Mr. Fort: The petition of Joseph Langelier and 160 other citizens of Papineau, Illinois, for cheap telegraphy;

By Mr. Frye: The petition of William Carpenter and others, of similar import;

By Mr. Hancock: The petition of W. F. Hudson and others, for a post-route from San Saba to Brady City and Menardville, Texas; to the Committee on the Post-Office and Post-Roads.

By Mr. Leavenworth: The petition of Nathan T. Graves and 56 other citizens of Onondaga County, New York, for the repeal of the bank-tax law, to the Committee of Ways and Means.

By Mr. Le Moyne: The petition of citizens of Illinois, for cheap telegraphy;

By Mr. Luttrell: The petition of A. J. Bryant and others, of San Francisco, communicated by telegraph, that if any subsidy be granted for mail-service between the United States and China that it be applicable alike to the Pacific Mail-Steamship Company and the Occidental and Oriental Steamship Company;

to the Committee on the Post-Office and Post-Roads.

By Mr. Magoon: Memorial of the Chamber of Commerce of Milwaukee, Wisconsin, for a treaty of reciprocity with Canada, to the Committee on Foreign Affairs.

By Mr. Oliver: The petition of R. B. Dardo and other citizens of Iowa, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. John F. Philips: Memorial of citizens of Missouri, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. William A. Phillips: The petition of citizens of Kansas, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Pierce: Resolutions of the Boston Board of Trade, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. James B. Reilly: The petition of citizens of Schuylkill County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Strait: Memorial of the legislature of Minnesota, for an extension of the grant of the Hastings and Dakota Railway, to the Committee on the Public Lands.

Also, joint resolutions of the legislature of Minnesota, requesting the Senators and Representatives from that State to use their efforts to secure pensions to the soldiers of the Mexican war;

Also, the petition of George W. Vaight and others, that pensioners be paid from the date of their discharge from the Army;

to the Committee on Invalid Pensions.

Also, memorial from the legislature of Minnesota, for an appropriation for the improvement of the navigation of the Red River of the North, to the Committee on Commerce.

By Mr. Wait: The petition of the Phoenix National Bank of Hartford, Connecticut, and 8 other national banks in said city, for the repeal of the bank-tax laws;

By Mr. Waldron: The petition of M. L. Noyes and 51 other citizens of Chelsea, Michigan, of similar import;

By Mr. Charles C. B. Walker: The petition of citizens of New York, of similar import;

to the Committee of Ways and Means.

By Mr. Ward: The petition of Mary Wilkes, widow of the late Admiral Charles Wilkes, for a pension of \$50 per month, to the Committee on Invalid Pensions.

By Mr. Whitehouse: The petition of Samuel W. Lawrence and others, executors of William F. Garner, to change the name of the yacht Mohawk to that of Queen, to the Committee on Commerce.

By Mr. Wigginton: Papers relating to the survey of the Rancho Rio de Santa Clara, California, to the Committee on the Public Lands.

By Mr. Willard: The petition of Byron Church and 21 others, of Calhoun County, Michigan, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

Mr. Cox, from the Committee on Rules, to which was referred the bill of the House (H. R. 4562) amendatory of an act entitled "An act to

provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," reported the same, accompanied by the following resolution as a substitute therefor, and demanded the previous question thereon, viz :

Resolved, That the rules of the House be, and are hereby, so amended that pending the count of the electoral vote, and when the House is not required to be engaged therein, it shall on assembling each calendar day after recess from the preceding day proceed at and after twelve o'clock m. with its business as though the legislative day had expired by adjournment.

Pending which,

Mr. James Wilson submitted the following proviso as an amendment thereto, viz : *And this rule shall not be interpreted as interfering in any way with the counting of the votes for President and Vice-President, nor as interfering with the report of the joint commission nor the meeting of the two houses in joint session.*

Mr. Cox accepted the said amendment, and renewed the demand for the previous question upon the resolution as modified.

The previous question was seconded and the main question ordered, and under the operation thereof the said resolution was agreed to.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

And then,

On motion of Mr. Cox, at 4 o'clock and 52 minutes p. m., the House took a further recess until to-morrow (February 13) at 10 o'clock a. m.

AFTER THE RECESS. .

(Tuesday, February 13, 1877—10 o'clock a. m.)

The Speaker announced the appointment of conference committees on the part of the House on the disagreeing votes of the two houses on bills of the following titles, viz :

S. 1222. An act to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, Mr. Waldron, Mr. Atkins, and Mr. Turney.

H. R. 4306. An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes, Mr. Clymer, Mr. Blount, and Mr. Hale.

H. R. 4452. An act making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty-stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes, Mr. Erastus Wells, Mr. Holman, and Mr. Foster.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker announced the appointment of Mr. John L. Vance as a member of the Select Committee on the Real-Estate Pool and Jay Cooke & Co. Indebtedness, in place of Mr. Lewis, excused from further service thereon.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the House of the following numbers, viz : H. R. 967 and 4284.

By unanimous consent, leave of absence was granted as follows :

To Mr. Lapham, until the 19th instant.

To Mr. Douglas, for six days.

To Mr. James B. Reilly, for four days.

The Speaker, by unanimous consent, laid before the House the following executive communications, which were referred as follows, viz :

I. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4287) for the relief of Jenkins A. Fitzgerald, to the Committee on Military Affairs.

II. A letter from the Secretary of War, relative to the removal of obstructions in the Georgetown and Virginia channel of the Potomac River, to the Committee on Commerce.

III. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4219) for the relief of Captain R. F. Bernard ;

IV. A letter from the Secretary of War, relative to the gratuitous issue of clothing to William Winters and Francis St. Clare, privates in the Fifth Cavalry ;
to the Committee on Military Affairs.

Mr. G. Wiley Wells, by unanimous consent, presented a memorial of the legislature of Mississippi, in relation to internal improvements in said State, which was referred to the Committee on Commerce and ordered to be printed in the Record.

Mr. Young, by unanimous consent, from the Committee on Public Buildings and Grounds, to which was referred the bill of the House (H. R. 4576) to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

The bill was accordingly engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Young moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

And then,

On motion of Mr. Clymer, at 11 o'clock and 59 minutes a. m., (Tuesday, February 13,) the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Tuesday, February 13, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Blair : The petition of E. Cabot Wild and 25 others, for cheap telegraphy, to the Committee on Commerce.

By Mr. Cason : The petition of citizens of Indiana, of similar import, to the Committee on the Post-Office and Post-Roads.

By Mr. Cate : Memorial of the Chamber of Commerce of Milwaukee, Wisconsin, for a treaty of reciprocity with Canada ;

Also, memorial of the legislature of Wisconsin, for an appropriation to aid in the completion of the Sturgeon Bay Ship-Canal, and to extend the time for the completion thereof ;
to the Committee on Commerce.

By Mr. Chapin : The petition of G. W. Knowlton and 70 others, for the repeal of the bank-tax laws ;

By Mr. Dobbins : The petition of citizens of New Jersey, of similar import ;
to the Committee of Ways and Means.

By Mr. Finley : A paper relating to the establishment of a post-route from Micanopy to Ocala, Florida, via Orange Lake Post-Office and Milwood, to the Committee on the Post-Office and Post-Roads.

By Mr. Benjamin W. Harris : Three petitions, signed respectively by

N. D. Freeman and 22 other citizens of Provincetown, Massachusetts; Isaac Pratt, jr., and 11 other citizens of Boston; and of the Greenfield National Bank and Greenfield Savings Bank, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

Also, two petitions, one signed by John H. Davis and 17 others, the other by George W. Bailey and 43 others, of Scituate, all citizens of Massachusetts, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Henkle: Memorial of the faculty of Saint John's College, Annapolis, Maryland, for the repeal of the import-duty on books, to the Committee of Ways and Means.

By Mr. Frank Jones: The petition of citizens of Thornton's Ferry, New Hampshire, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Thomas L. Jones: The petition of J. B. Wilgus & Co. and other business men of Lexington, Kentucky, for the repeal of the bank-tax laws;

By Mr. Kasson: The petition of S. H. Mallory and others, of Iowa of similar import;

By Mr. Kelley: Thirty-one protests from eleven hundred and one citizens of Philadelphia, against the policy and justice of the bill introduced by Hon. Julius H. Seelye, providing for the free importation of books, periodicals, &c., and asking that the Committee of Ways and Means grant them a hearing in which to present reasons why said bill should not become a law; to the Committee of Ways and Means.

By Mr. Kidder: Papers relating to the establishment of post-routes from Yankton to Deadwood, and from Deadwood, Dakota Territory, via Tongue, Big Horn, and Stillwater Rivers, to Bozeman, Montana Territory, to the Committee on the Post-Office and Post-Roads.

Also, memorial of the legislature of Dakota Territory, for the grant of the right of way over the public domain to a railroad and telegraph-line from Fort Abraham Lincoln to the Little Missouri River;

Also, memorial of the legislative assembly of Dakota Territory, for the establishment of an additional land-district in Northern Dakota; to the Committee on the Public Lands.

Also, memorial of the legislative assembly of Dakota Territory, remonstrating against the establishment of a Territory out of the Black Hills, to the Committee on the Territories.

By Mr. Kimball: The petition of Oliver Peirce and 27 others, of Wisconsin, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, resolution of the Chamber of Commerce of Milwaukee, Wisconsin, for a treaty of reciprocity with Canada;

Also, memorial of the legislature of Wisconsin, for an appropriation to aid in the completion of Sturgeon Bay and Lake Michigan Ship-Canal and Harbor, and to extend the time for the completion thereof; to the Committee on Commerce.

By Mr. Lord: The petition of E. N. Horsford, for a renewal of a patent for a preparation of pulverulent phosphoric acid, to the Committee on Patents.

By Mr. Magoon: The petition of L. J. Weatherby and 33 other citizens of Wisconsin, for the repeal of the bank-tax laws;

By Mr. O'Neill: Remonstrance of the Pennsylvania Editorial Association, against the passage of the bill for the free importation of books, periodicals, engravings, &c.; to the Committee of Ways and Means.

By Mr. William A. Phillips : Three petitions from citizens of Kansas, for cheap telegraphy ;

By Mr. Potter : The petition of Alexander B. Seeds and 42 citizens of Michigan, of similar import ;

By Mr. Sampson : A paper relating to the establishment of a post-route from Moravia, via Milledgeville, to Griffinsville, Iowa ;

By Mr. William E. Smith : The petition of John W. Avera and other citizens of Georgia, for cheap telegraphy ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Stenger : The petition of citizens of Pottsville, Pennsylvania, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Wait : Two petitions, one from Thomas L. Watson and 33 others, of Bridgeport, Connecticut, the other from R. P. Spencer and 60 others, of Middlesex County, Connecticut, of similar import, to the Committee on Banking and Currency.

Also, the petition of George A. Bowen and 26 other citizens of Woodstock, Connecticut, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Willard : The petition of W. H. Skinner and 36 other citizens of Michigan, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Alpheus S. Williams : Resolutions of the Board of Trade of Detroit, Michigan, favoring the repeal of the bankrupt law, to the Committee on the Judiciary.

Mr. Fernando Wood, by unanimous consent, introduced a bill (H. R. 4644) to reduce the duty on licorice-paste and licorice in rolls in the use of the manufacture of tobacco ; which was read twice, referred to the Committee of Ways and Means, and ordered to be printed.

Mr. Belford, by unanimous consent, presented a memorial of the legislature of the State of Colorado, praying Congress for the passage of an act authorizing coinage at the mint at Denver, in said State ; which was referred to the Committee on Appropriations.

Also, a memorial from the same, praying that Congress would grant certain arid lands to said State to aid in constructing irrigating-canals ; which was referred to the Committee on the Public Lands.

Mr. Erastus Wells, by unanimous consent, submitted the following resolution ; which was referred to the Committee on Printing, viz :

Resolved, (the Senate concurring,) That of the Report of the United States Commissioner of Fish and Fisheries for the years 1873-'74 and 1874-'75, in one volume, there be printed from the stereotyped plates 5,000 copies, of which 3,000 shall be for the use of the House of Representatives, 1,000 for the use of the Senate, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Mr. Davis, by unanimous consent, from the Committee on Revolutionary Pensions and War of 1812, reported a bill (H. R. 4645) authorizing and requiring the Secretary of the Interior to restore the name of Nathan Johnson, a private of Captain S. L. Williams's Kentucky Militia, to the roll of pensioners for the war of 1812, accompanied by a report in writing.

Ordered, That the said bill be read twice, and, with the report, be committed to a Committee of the Whole House and printed.

On motion of Mr. Davis, also by unanimous consent, the same committee was discharged from the further consideration of the bill of the House (H. R. 1515) for the relief of certain officers, soldiers, and sailors of the war of 1812, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Abram S. Hewitt, by unanimous consent, from the Committee on Foreign Affairs, to which was referred the bill of the Senate (S. 1141) to encourage and promote telegraphic communication between America and Europe, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Mr. Hewitt moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Eames, by unanimous consent, introduced a bill (H. R. 4646) granting a pension to Mary Welsh; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

Mr. Seelye, by unanimous consent, from the Committee on Indian Affairs, to which was referred the bill of the House (H. R. 4257) to amend an act entitled "An act to authorize the Seneca Nation of New York Indians to lease lands within the Cattaraugus and Allegheny reservations, and to confirm existing leases," approved February 19, 1875, reported the same with amendments.

The House having proceeded to its consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Seelye moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

A message in writing was received from the President of the United States, by Mr. Sniffin, one of his secretaries; which was handed in at the Speaker's table.

Also, a message, which was handed in at the Clerk's desk, notifying the House that bills of the House of the following titles, presented to him on the 30th ultimo, not having been returned by him to the House of Representatives within the ten days prescribed by the Constitution of the United States, had become laws without his signature, viz:

H. R. 3038. An act granting a pension to Almon F. Mills, late private Company K, Twenty-ninth Regiment Ohio Volunteers;

H. R. 3511. An act granting increased pension to Thomas G. Kingsley; and

H. R. 3575. An act granting a pension to Eliza A. Blaze, widow of Abner T. Blaze, late a private in Company C, Thirteenth Indiana Cavalry Volunteers.

Also, that he did this day approve and sign a bill of the House of the following title, viz:

H. R. 4284. An act authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the following title, viz:

S. 1122. An act to secure the rights of settlers upon certain railroad-lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the

Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed without amendment a bill of the House of the following title, viz :

H. R. 4556. An act to remove the political disabilities of Reuben Davis, of Mississippi.

The Senate have agreed to the reports of the committees of conference on the disagreeing votes of the two houses on the amendments of the Senate to bills of the House of the following titles, viz :

H. R. 1984. An act to provide for the sale of certain lands in Kansas ; and

H. R. 3741. An act to amend an act entitled "An act to incorporate the proprietors of the Glenwood Cemetery."

The Senate have adopted a resolution to print 5,000 additional copies of the report of the Joint Special Committee on Chinese Immigration: 1,500 for the Senate and 3,500 for the House of Representatives; and also the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz :

Resolved by the Senate, (the House of Representatives concurring,) That during the sessions of the commission appointed under the act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, each calendar day when legislative business shall have been transacted shall by each house when in session be considered a day for legislative purposes, and the journals of the two houses shall be so kept and dated.

Subsequently,

On motion of Mr. Cox, by unanimous consent, the last-named resolution was taken from the Speaker's table and concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The regular order being demanded, the Speaker announced the regular order of business to be the consideration of the report of the Select Committee on the Recent Election in the State of Florida, the pending question being the demand for the previous question on the following resolution reported by said committee, viz :

Resolved, That at the election held on November 7, A. D. 1876, in the State of Florida, Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock were fairly and duly chosen as presidential electors, and that is shown by the face of the returns and fully substantiated by the evidence of the actual votes cast; and that the said electors having on the first Wednesday of December, A. D. 1876, cast their votes for Samuel J. Tilden for President and for Thomas A. Hendricks for Vice-President, they are the legal votes of the State of Florida and must be counted as such ;

When

Mr. Hopkins withdrew the said demand.

After debate,

Mr. Thompson renewed the demand for the previous question; which was seconded and the main question ordered.

Mr. Thompson moved to reconsider the vote last taken, and also

Ordered, That the accompanying report be printed.

Mr. Abram S. Hewitt, by unanimous consent, from the Committee on Foreign Affairs, to which was referred the bill of the Senate (S. 1141) to encourage and promote telegraphic communication between America and Europe, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Mr. Hewitt moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Eames, by unanimous consent, introduced a bill (H. R. 4646) granting a pension to Mary Welsh; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

Mr. Seelye, by unanimous consent, from the Committee on Indian Affairs, to which was referred the bill of the House (H. R. 4257) to amend an act entitled "An act to authorize the Seneca Nation of New York Indians to lease lands within the Cattaraugus and Allegheny reservations, and to confirm existing leases," approved February 19, 1875. reported the same with amendments.

The House having proceeded to its consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Seelye moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

A message in writing was received from the President of the United States, by Mr. Sniffin, one of his secretaries; which was handed in at the Speaker's table.

Also, a message, which was handed in at the Clerk's desk, notifying the House that bills of the House of the following titles, presented to him on the 30th ultimo, not having been returned by him to the House of Representatives within the ten days prescribed by the Constitution of the United States, had become laws without his signature, viz:

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H. R. 3511. An act granting increased pension to Thomas G. Kingsley; and

H. R. 3575. An act granting a pension to Eliza A. Blaze, widow of Abner T. Blaze, late a private in Company C, Thirteenth Indiana Cavalry Volunteers.

Also, that he did this day approve and sign a bill of the House of the following title, viz:

H. R. 4284. An act authorizing the commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes.

A message from the Senate, by Mr. Sympon, one of their clerks:

Mr. Speaker : The Senate have passed a bill of the following title, viz:

S. 1122. An act to secure the rights of settlers upon certain railroad-lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the

Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed without amendment a bill of the House of the following title, viz :

H. R. 4556. An act to remove the political disabilities of Reuben Davis, of Mississippi.

The Senate have agreed to the reports of the committees of conference on the disagreeing votes of the two houses on the amendments of the Senate to bills of the House of the following titles, viz :

H. R. 1984. An act to provide for the sale of certain lands in Kansas; and

H. R. 3741. An act to amend an act entitled "An act to incorporate the proprietors of the Glenwood Cemetery."

The Senate have adopted a resolution to print 5,000 additional copies of the report of the Joint Special Committee on Chinese Immigration: 1,500 for the Senate and 3,500 for the House of Representatives; and also the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz :

Resolved by the Senate, (the House of Representatives concurring,) That during the sessions of the commission appointed under the act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, each calendar day when legislative business shall have been transacted shall by each house when in session be considered a day for legislative purposes, and the journals of the two houses shall be so kept and dated.

Subsequently,

On motion of Mr. Cox, by unanimous consent, the last-named resolution was taken from the Speaker's table and concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cox moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The regular order being demanded, the Speaker announced the regular order of business to be the consideration of the report of the Select Committee on the Recent Election in the State of Florida, the pending question being the demand for the previous question on the following resolution reported by said committee, viz :

Resolved, That at the election held on November 7, A. D. 1876, in the State of Florida, Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock were fairly and duly chosen as presidential electors, and that is shown by the face of the returns and fully substantiated by the evidence of the actual votes cast; and that the said electors having on the first Wednesday of December, A. D. 1876, cast their votes for Samuel J. Tilden for President and for Thomas A. Hendricks for Vice-President, they are the legal votes of the State of Florida and must be counted as such;

When

Mr. Hopkins withdrew the said demand.

After debate,

Mr. Thompson renewed the demand for the previous question; which was seconded and the main question ordered.

Mr. Thompson moved to reconsider the vote last taken, and also

moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Bright, at 4 o'clock and 40 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (Wednesday, February 14.)

Pending which,

On motion of Mr. Hale, by unanimous consent,

Ordered, That the House insist upon its disagreement to the amendments of the Senate to the bill of the House H. R. 4188, (fortification appropriations,) and agree to the conference asked by the Senate with the House upon the disagreeing votes of the two houses thereon.

Ordered, That Mr. Hale, Mr. Singleton, and Mr. Clymer be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

The Speaker, by unanimous consent, laid before the House the following message, heretofore received from the President of the United States, viz:

To the Senate and House of Representatives:

The accompanying memorial is transmitted to Congress at the request of a committee, composed of many distinguished citizens of New York, recently appointed to co-operate with a generous body of French citizens who design to erect in the harbor of New York a colossal statue of "Liberty enlightening the world." Very little is asked of us to do, and I hope that the wishes of the memorialists may receive your very favorable consideration.

U. S. GRANT.

EXECUTIVE MANSION, *February 9, 1877.*

The same having been read,

Mr. Thornburgh moved its reference to the Committee on Military Affairs.

Pending which,

Mr. Abram S. Hewitt moved to amend the said motion by striking out "Military," and inserting *Foreign*.

And the question being upon the said amendment, it was agreed to.

The question then recurring on the motion of Mr. Thornburgh, as amended, the same was agreed to.

So the message was referred to the Committee on Foreign Affairs and ordered to be printed.

The Speaker also, by unanimous consent, laid before the House the following message, heretofore received from the President of the United States, viz:

To the House of Representatives:

I have the honor to return herewith, without my approval, House bill No. 3367, entitled "An act to remove the charge of desertion from the military record of Alfred Rowland."

The reasons for withholding my signature may be found in the accompanying report received from the Secretary of War.

U. S. GRANT.

EXECUTIVE MANSION, *February 14, 1877.*

The same having been read,

Ordered, That it be referred to the Committee on Military Affairs and printed.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Symphon, one of their clerks:

Mr Speaker: The Senate further insist upon their disagreement to the amendment of the House to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, agree to the further conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Sargent, Mr. Dorsey, and Mr. Merrimon the managers at the said conference on the part of the Senate.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

S. 1139. An act to change the time of holding the October term of the United States district court for the district of Nebraska; and

S. 1141. An act to encourage and promote telegraphic communication between America and Europe;

When

The Speaker signed the same.

And then

The motion of Mr. Bright was agreed to, and the House accordingly took a recess until to-morrow morning at 10 o'clock.

AFTER THE RECESS.

(Wednesday, February 14, 1877—10 o'clock a. m.)

On motion of Mr. Clymer, the House took a further recess until 10 o'clock and 55 minutes a. m.

AFTER THE RECESS.

(February 14, 1877—10 o'clock and 55 minutes a. m.)

On motion of Mr. Knott, the House took a further recess until 11 o'clock and 55 minutes a. m.

AFTER THE RECESS.

(February 14, 1877—11 o'clock and 55 minutes a. m.)

By unanimous consent, a memorial and concurrent resolutions of State legislatures were presented, ordered to be printed in the Record, and referred as follows, viz:

By Mr. Hooker: A memorial of the legislature of Mississippi, in relation to the Pascagoula River, to the Committee on Commerce.

By Mr. Morgan: A concurrent resolution of the general assembly of Missouri, in relation to the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

By Mr. Pierce: A resolution of the legislature of Massachusetts, in relation to the counting of the electoral vote, to the Committee on the Judiciary.

And then,

By unanimous consent, the House, at 11 o'clock and 59 minutes a. m., took a recess until 12 o'clock m.

AFTER THE RECESS.

(Wednesday, February 14, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Bagley, jr.: The petition of citizens of Catskill, New

York, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Banning : The petition of A. E. Jones, asking an amendment for the revision and correct distribution of the pension-bounty, in which attention is called to a lithograph letter of Bartlett, Butman & Parker, of Chicago, in regard to trusses for pensioners, which the petitioner considers a job, to the Committee on Invalid Pensions.

By Mr. Blackburn : The petition of citizens of Owen County, Kentucky, for cheap telegraphy, to the Committee on the Post Office and Post-Roads.

By Mr. Campbell : The petition of J. Ivor Montgomery, Moses West, and 66 others, of La Salle and De Kalb Counties, Illinois, for the repeal of the act of 1873 demonetizing silver ; also, for the repeal of the act for the resumption of specie payments January 1, 1879, and against the repeal of the tax on national banks, to the Committee on Banking and Currency.

By Mr. Dobbins : The petition of citizens of New Jersey, for cheap telegraphy ;

By Mr. Dunnell : A paper relating to the establishment of post-routes between Austin and Loudon, Spring Grove and Locust Lane, Saint James and Sleepy Eye, Minnesota ;

By Mr. Hartzell : A paper relating to the establishment of a post-route from Clear Creek to Thebes, Alexander County, Illinois ; to the Committee on the Post-Office and Post-Roads.

Also, joint resolutions of the legislature of Illinois, in relation to swamp-land scrip, to the Committee on the Public Lands.

By Mr. Hubbell : The petition of Amariah Joy and others, of Joyfield, Michigan, for cheap telegraphy ;

By Mr. Humphreys : The petition of citizens of Greene County, Indiana, of similar import ; to the Committee on the Post-Office and Post-Roads.

By Mr. Lynde : Resolutions of the Chamber of Commerce of Milwaukee, Wisconsin, for the appointment of commissioners to investigate and ascertain on what basis a reciprocity treaty between the United States and the Dominion of Canada can be negotiated, to the Committee on Commerce.

By Mr. Phelps : The petition of banks, insurance companies, and other corporations located at Hartford, Connecticut, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Sobieski Ross : Resolution of the Pennsylvania Editorial Association, opposing the free importation of books, engravings, periodicals, maps, charts, and other products of the printing-press, to the Committee of Ways and Means.

By Mr. Sinnickson : The petition of Edward M. Walsh and other citizens of New Jersey, for cheap telegraphy ;

By Mr. William E. Smith : The petition of S. T. Morton and other citizens of Miller County, Georgia, of similar import ; to the Committee on the Post-Office and Post-Roads.

By Mr. Southard : The petition of Charles Johnson and 40 other citizens of New Castle, Ohio, for the removal of the limitation which deprives pensioners of arrears of pension, to the Committee on Invalid Pensions.

By Mr. Stanton : The petition of thirty-two citizens of Winter, Luzerne County, Pennsylvania, for cheap telegraphy ;

By Mr. Waddell : The petition of citizens of North Carolina, of similar import ;

By Mr. Whitthorne: The petition of J. B. Terrell, S. A. Pointer, and 50 other citizens of Tennessee, of similar import;

By Mr. Wigginton: The petition of John W. Fuqua and 65 other citizens of California, of similar import;

to the Committee on the Post Office and Post Roads.

By Mr. Woodworth: The petition of forty-seven citizens of Hardin County, Ohio, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Young: The petition of James G. Williams, for a pension, to the Committee on Invalid Pensions.

Mr. John T. Harris, by unanimous consent, from the Committee on Elections, reported the following proposed amendments to the sundry civil appropriation bill when the same shall be under consideration in the House, viz:

To pay J. V. Le Moyne, contestant, expenses in contested-election case of Le Moyne versus Farwell, third district of Illinois, one thousand two hundred dollars.

J. G. Abbott, contestant, expenses in the contested-election case of Abbott versus Frost, fourth district of Massachusetts, two thousand dollars.

William B. Spencer, contestant, expenses in contested-election case of Spencer versus Morey, fifth district of Louisiana, seven hundred and thirty-four dollars and five cents.

James H. Platt, junior, contestant, expenses in contested-election case of Platt versus Goode, second district of Virginia, three thousand dollars.

John Goode, junior, contestee, expenses of contested-election case of Platt versus Goode, second district of Virginia, five hundred dollars.

Joseph H. Rainey, contestee, expenses in contested-election case of Lee versus Rainey, first district of South Carolina, one thousand two hundred dollars.

Samuel Lee, contestant, expenses in contested-election case of Lee versus Rainey, first district of South Carolina, one thousand two hundred dollars.

Charles W. Buttz, contestant, expenses in contested-election case of Buttz versus Mackey, second district of South Carolina, one thousand two hundred dollars.

Jere Haralson, contestee, expenses in contested-election case of Bromberg versus Haralson, first district of Alabama, one thousand one hundred and fifty dollars.

S. S. Fenn, contestant, expenses in contested-election case of Fenn versus Bennett, Idaho Territory, one thousand dollars.

H. B. Strait, contestee, expenses in contested-election case of Cox versus Strait, second district of Minnesota, one thousand five hundred dollars.

E. St. Julian Cox, contestant, expenses in the case of Cox versus Strait, second district of Minnesota, one thousand five hundred dollars.

R. S. Frost, contestee, expenses in contested-election case of Abbott versus Frost, fourth district of Massachusetts, two thousand dollars.

Frank Morey, contestee, expenses in contested-election case of Spencer versus Morey, fifth district of Louisiana, seven hundred and thirty-four dollars and five cents.

Mr. Fort, by unanimous consent, submitted a proposed amendment to the said bill to pay the expenses of Charles B. Farwell in the contested-election case of Le Moyne *vs.* Farwell, third congressional district of Illinois.

Mr. John H. Caldwell, by unanimous consent, submitted a proposed amendment to the said bill to pay the expenses of Frederick G. Bromberg, in the contested-election case of Bromberg *vs.* Haralson.

Ordered, That the said proposed amendments shall be in order to be

submitted as amendments to the said bill when the same is under consideration in the House.

Mr. Lynde, by unanimous consent, presented the memorial of the legislature of Wisconsin in relation to the Sturgeon Bay and Lake Michigan Ship-Canal and Harbor; which was referred to the Committee on the Public Lands and ordered to be printed in the Record.

Mr. Lynde, by unanimous consent, introduced a bill (H. R. 4647) making an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship-Canal and Harbor, in the State of Wisconsin, and to extend the time for the completion thereof; which was read twice, referred to the Committee on the Public Lands, and ordered to be printed.

Mr. Hale, by unanimous consent, introduced a bill (H. R. 4648) authorizing the Treasury Department to settle certain accounts; which was read twice, referred to the Committee on Appropriations, and ordered to be printed.

Also, by unanimous consent, a bill (H. R. 4649) granting a pension to Humphrey Callahan, late a private soldier in the service of the United States; which was read twice, referred to the Committee on Invalid Pensions, and ordered to be printed.

Mr. Fort, by unanimous consent, presented a memorial of the legislature of the State of Illinois, in relation to Government swamp-lands; which was referred to the Committee on the Public Lands and ordered to be printed in the Record.

Mr. Crapo, by unanimous consent, introduced bills of the following titles; which were read twice, ordered to be printed, and referred to the Committee for the District of Columbia, viz:

H. R. 4650. A bill relating to commissioners of deeds for the District of Columbia in the various States and Territories.

H. R. 4651. A bill to amend the law in respect to negligence in the District of Columbia.

Mr. Kidder, by unanimous consent, introduced a bill (H. R. 4652) granting a pension to John L. Taylor, to the Committee on Invalid Pensions.

Mr. Milliken, by unanimous consent, from the Committee on War-Claims, to which was referred the bill of the House (H. R. 807) for the benefit of Julia A. Nutt, widow and executrix of Haller Nutt, deceased, reported the same with amendments, accompanied by a report in writing.

Ordered, That the said bill and accompanying report be committed to a Committee of the Whole House and printed.

Mr. Milliken, also by unanimous consent, from the same committee, to which was referred the bill (S. 973) for the relief of Elizabeth Carson, reported the same without amendment.

Ordered, That the said bill be committed to a Committee of the Whole House and printed.

Mr. Goodin, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 1715) to authorize the assignees of the State of Illinois to select and enter public lands to which said State is entitled under and by the provisions of the several acts of Congress, namely, the act of September 28, 1850, known as the swamp-land act; the act of March 2, 1855, known as the indemnity act; and the act extending the provisions of said act, passed March 3, 1857, reported a substitute therefor; which bill, (H. R. 4653,) with the same title, was read twice, recommitted to the said committee, and ordered to be printed, not to be brought back into the House on a motion to reconsider.

Mr. Roberts, by unanimous consent, introduced a bill (H. R. 4654) to remove the political disabilities of John T. Mason, of Maryland; which was read twice, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Odell, by unanimous consent, presented a petition praying the passage of a bill to authorize the construction of bridges over the tide-water of the Nepperhan Creek; which was referred to the Committee on Commerce.

On motion of Mr. Boone, by unanimous consent, the bill of the Senate (S. 1185) to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapahoe and Cheyenne Indians, now on the Speaker's table, was made the special order immediately after the passage of the bill of the House H. R. 4616, (naval appropriations,) and from day to day thereafter until disposed of, not to interfere with the general appropriation bills.

Mr. Boone moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows:

By Mr. Money: A bill (H. R. 4655) for the relief of the estate of George H. Lee, late of Lowndes County, Mississippi, deceased, to the Committee on War-Claims.

By Mr. Belford: A bill (H. R. 4656) granting right of way through the public lands to the Golden, Georgetown and Central Railroad Company, to the Committee on the Public Lands.

Mr. Caulfield, by unanimous consent, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 4301) for the relief of A. W. Plymale, of West Virginia, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the said bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Caulfield moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Woodworth, by unanimous consent, from the Committee on Public Buildings and Grounds, to which was referred the bill of the House (H. R. 1512) to provide a building for the use of the United States district and circuit courts, post-office, and internal-revenue offices at Austin, Texas, reported a bill as a substitute therefor; which bill, (H. R. 4657,) with the same title, was read twice, engrossed, read the third time, and passed.

Mr. Woodworth moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

The regular order being demanded, the Speaker announced the regular order of business to be the consideration of the report of the Select Committee on the Recent Florida Election, and the pending question to be the adoption of the following resolution, on which the main question had been ordered, viz:

Resolved, That at the election held on November 7, A. D. 1876, in the State of Florida, Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock were fairly and duly chosen as presidential electors, and that this is shown by the face of the returns and fully substantiated by the evidence of the actual votes cast; and that the said electors having, on the first Wednesday of December, A. D. 1876, cast their votes for Samuel J. Tilden for President and for Thomas A. Hendricks for Vice-President, they are the legal votes of the State of Florida and must be counted as such.

After debate,

The question was put, viz:

Will the House agree to the said resolution?

And it was decided in the affirmative,	{	Yeas	142
		Nays	82
		Not voting.	66

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Albert G. Egbert	Mr. Thomas L. Jones	Mr. Gustave Schleicher
Thomas S. Ashe	E. John Ellis	J. Proctor Knott	Otho R. Singleton
John D. C. Atkins	Charles J. Faulkner	Lucius Q. C. Lamar	William E. Smith
John C. Bagby	William H. Felton	Franklin Landers	Milton I. Southard
John H. Bagley, jr.	David Dudley Field	George M. Landers	William M. Springer
Henry B. Banning	Jesse J. Finley	Lafayette Lane	William H. Stanton
George M. Beebe	William H. Forney	William M. Levy	William S. Stenger
Jos. C. S. Blackburn	Benjamin J. Franklin	John K. Luttrell	Adlai E. Stevenson
Richard P. Bland	Benoni S. Fuller	L. A. Mackey	William H. Stone
Archibald M. Bliss	Lucien C. Gause	Levi Maish	John K. Tarbox
James H. Blount	John M. Glover	William McFarland	Frederick H. Tease
Andrew R. Boone	John Goode, jr.	John A. McMahon	William Terry
Taul Bradford	John R. Goodin	Henry B. Metcalfe	Charles P. Thompson
John Young Brown	Andrew H. Hamilton	Charles W. Milliken	Philip F. Thomas
Samuel D. Burchard	Robert Hamilton	Roger Q. Mills	J. W. Throckmorton
George C. Cabell	John Hancock	William R. Morrison	John R. Tucker
John H. Caldwell	Ang. A. Hardenbergh	William Mutchler	John L. Vance
William P. Caldwell	Henry R. Harris	Lawrence T. Neal	Robert B. Vance
Milton A. Candler	John T. Harris	Jeppha D. New	Alfred M. Waddell
Nathan T. Carr	Carter H. Harrison	William J. O'Brien	Gilbert C. Walker
George W. Cate	Julian Hartridge	N. Holmes Odell	Ansel T. Walling
Chester W. Chapin	William Hartzell	William A. Piper	William Walsh
John B. Clarke	Robert A. Hatcher	Earley F. Poppleton	Elijah Ward
John B. Clark, jr.	William S. Haymond	Joseph Powell	William W. Warren
Heister Clymer	Eli J. Henkle	William J. Purman	Erastus Wells
Alex. G. Cochran	Abram S. Hewitt	David Rea	W. C. Whitborne
Philip Cook	Goldsmith W. Hewitt	John Reilly	Peter D. Wigginton
Jacob P. Cowan	Benjamin H. Hill	Americus V. Rice	Alpheus S. Williams
Samuel S. Cox	William S. Holman	Haywood Y. Riddle	James Williams
David B. Culberson	Charles E. Hooker	John Robbins	Jere N. Williams
Augustus W. Cutler	James H. Hopkins	William M. Robbins	Benjamin A. Willis
Joseph J. Davis	John F. House	Miles Ross	Benjamin Wilson
Rezin A. DeBolt	Andrew Humphreys	John S. Savage	Fernando Wood
George G. Dibrell	Frank H. Hurd	Milton Saylor	Jesse J. Yeates
Milton J. Durham	George A. Jenks	Alfred M. Scales	Casey Young
John R. Eden	Frank Jones		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Samuel A. Dobbins	Mr. E. W. Leavenworth	Mr. C. H. Sinnickson
George A. Bagley	Mark H. Dunnell	John R. Lynch	Robert Smalls
John H. Baker	Benjamin T. Eames	C. D. MacDougall	A. Herr Smith
William H. Baker	James L. Evans	George W. McCrary	Jacob M. Thornburgh
Latimer W. Ballou	Edwin Flye	James W. McMill	Washington Townsend
Nathaniel P. Banks	Greenbury L. Fort	Samuel F. Miller	John Q. Tufts
James B. Belford	Charles Foster	James Monroe	Nelson H. Van Vorhes
Henry W. Blair	William P. Frye	Charles E. Nash	John T. Wait
Nathan B. Bradley	Eugene Hale	Nelson I. Norton	Alexander S. Wallace
William K. Brown	Benjamin W. Harris	Addison Oliver	John W. Wallace
Horatio C. Burchard	Henry H. Hathorn	Charles O'Neill	G. Wiley Wells
John H. Burleigh	Charles Hays	John B. Packer	John D. White
Charles W. Buttz	George W. Hendee	William A. Phillips	Richard H. Whiting
Joseph G. Cannon	Thomas J. Henderson	Harris M. Plaisted	Andrew Williams
Lucien B. Caswell	George G. Hoskins	Thomas C. Platt	Charles G. Williams
Omar D. Conger	Jay A. Hubbell	Henry O. Pratt	William B. Williams
William W. Crapo	Morton C. Hunter	Milton S. Robinson	James Wilson
Lorenzo Crounse	John A. Hyman	Sobieski Ross	Alan Wood, jr.
Lorenzo Danford	Charles H. Joyce	Jeremiah M. Rusk	William Woodburn
Chester B. Darrall	William D. Kelley	Ezekiel S. Sampson	L. D. Woodworth
John M. Davy	Alanson M. Kimball		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Thomas M. Gunter	Mr. Hernando D. Money	Mr. William A. J. Sparks
William B. Anderson	Jere Haralson	Charles H. Morgan	Horace B. Strait
Lyman K. Bass	George F. Hoar	Horace F. Page	Alex. H. Stephens
Samuel N. Bell	Solomon L. Hoge	Henry B. Payne	William H. H. Stowell
John M. Bright	Eppa Hunton	James Phelps	Thomas Swann
Aylett H. Buckner	Stephen A. Hurlbut	John F. Phillips	Martin I. Townsend
Alexander Campbell	John A. Kaason	Henry L. Pierce	Jacob Turney
Thomas J. Cason	Edward C. Kehr	Allen Potter	Henry Waldron
Bernard G. Caulfield	William S. King	Joseph H. Rainey	Charles C. B. Walker
Simcon B. Chittenden	Elbridge G. Lapham	John H. Reagan	Levi Warner
Francis D. Collins	William Lawrence	James B. Reilly	Henry Watterson
Dudley C. Denison	J. V. Le Moine	Charles B. Roberts	William A. Wheeler
Beverly B. Douglas	Barwell B. Lewis	John G. Schumaker	John O. Whitehouse
George H. Durand	Scott Lord	Julius H. Seelye	Scott Wike
Chapman Freeman	William P. Lynde	James Sheakley	George Willard
James A. Garfield	Henry S. Magoon	William F. Slemmons	William W. Wilshire.
Randall L. Gibson	Edwin R. Meade		

So the resolution was agreed to.

Mr. Thompson moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Scales, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 1984) to provide for the sale of certain lands in Kansas, submitted the following report; which was read, considered, and agreed to, viz :

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 1984) to provide for the sale of certain lands in Kansas, having met, after full and free conference have agreed to recommend to their respective houses as follows:

That the Senate recede from its amendment numbered 1.

That the House recede from its disagreement to the amendments numbered 2 and 3, and agree to the same.

A. M. SCALES,

J. H. SEELYE,

Managers on the part of the House.

W. B. ALLISON,

A. S. PADDOCK,

L. V. BOGY,

Managers on the part of the Senate.

Mr. Scales moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Piper, by unanimous consent, presented a memorial from the Chamber of Commerce of San Francisco, asking for the removal of the tax on banks; which was referred to the Committee of Ways and Means.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 3741. An act amending an act incorporating the proprietors of Glenwood Cemetery; and

H. R. 4556. An act to remove the political disabilities of Reuben Davis, of Mississippi;

When

The Speaker signed the same.

On motion of Mr. Bagley, by unanimous consent,

Ordered, That an evening session be held on Tuesday, the 20th instant, commencing at 7 o'clock and 30 minutes p. m., for the sole purpose of

considering reports from the Committee on Invalid Pensions, no other business to be transacted.

And then,

On motion of Mr. Blount, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Mills reported that the committee, having had under consideration the bill of the House H. R. 4616, (naval appropriations, had come to no resolution thereon.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the following titles, viz:

S. 481. An act for the relief of Israel Yount;

S. 1216. An act to provide for the preparation and publication of a new edition of the Revised Statutes of the United States;

S. 1251. An act to remove the political disabilities of Joseph E. Johnston, of Virginia;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the house to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, and for other purposes.

Mr. Waldron, from the committee of conference on the disagreeing votes of the two houses on the amendments of the House to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from its disagreement to the amendment numbered 1, and agree to the same, with an amendment as follows:

Strike out all of the said amendment after the word "for," in line 2 of said amendment, and substitute therefor the following: *compensation than fifty cents per thousand ems and forty cents per hour for time-work to printers and book-binders;*

And the House agree to the same.

That the Senate recede from its disagreement to the amendment numbered 2, and agree to the same.

HENRY WALDRON,
JOHN D. C. ATKINS,
Managers on the part of the House.
A. A. SARGENT,
S. W. DORSEY,
A. S. MERRIMON,

Managers on the part of the Senate.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the adoption of the said report.

And then,

On motion of Mr. Blount, the House took a recess until 7 o'clock and 30 minutes p. m., for the further consideration of the bill of the House H. R. 4616, (naval appropriations,) no other business to be transacted.

AFTER THE RECESS.

(7 o'clock and 30 minutes p. m.)

On motion of Mr. Blount, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Mills reported that the committee, having had under consideration the bill of the House H. R. 4616, (naval appropriations,) had come to no resolution thereon.

And then,

On motion of Mr. Blount, at 10 o'clock p. m., the House took a further recess until 10 o'clock a. m. to-morrow, (Wednesday, February 15, 1877.)

AFTER THE RECESS.

(Wednesday, February 15, 1877—10 o'clock a. m.)

On motion of Mr. Savage, the House took a further recess until 11 o'clock a. m., (Thursday, February 15, 1877.)

AFTER THE RECESS.

(Thursday, February 15, 1877—10 o'clock a. m.)

On motion of Mr. Blount, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Mills reported that the committee, having had under consideration the bill of the House H. R. 4616, (naval appropriations,) had come to no resolution thereon.

And then,

On motion of Mr. Clymer, at 11 o'clock and 59 minutes a. m., (Thursday, February 15,) the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Thursday, February 15, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Banks: The petition of Ellen D. Lynch, for a pension on account of sickness and death of her son, T. D. Lynch, late of the Fortieth Regiment New York Volunteers, to the Committee on Invalid Pensions.

By Mr. Buckner: The petition of citizens of Saint Charles County, Missouri, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Dunnell: Joint resolution of the legislature of Minnesota, asking for an appropriation for the improvement of the Red River of the North, to the Committee on Commerce.

By Mr. Finley: A paper relating to the establishment of a post-route from Orlando to Tampa, via Bartou, Florida, to the Committee on the Post-Office and Post-Roads.

By Mr. Flye: The petition of citizens of Rockland, Maine, for the erection of a breakwater at the island of Matinicus, Maine;

Also, the petition of citizens of Matinicus, Maine, of similar import; to the Committee on Commerce.

By Mr. Fort: The petition of seventy citizens of Illinois, for cheap telegraphy, to the Committee of Ways and Means.

By Mr. Freeman: The petition of William Simmons and others, of Pennsylvania, for payment of arrears of pension, to the Committee on Invalid Pensions.

By Mr. Hartzell: The petition of J. W. Semple and 19 other citizens of Randolph County, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Goldsmith W. Hewitt: The petition of citizens of Mobile, Alabama, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hoskins: The petition of sixty-four citizens of Niagara County, New York, for the amendment of the pension-laws so as to grant arrears of pension, to the Committee on Invalid Pensions.

By Mr. Jacobs: The petition of citizens of Washington Territory, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Washington Territory, for an appropriation for the improvement of the navigation of the Skagit River, to the Committee on Commerce.

By Mr. Kimball: The petition of E. C. Collins and other citizens of Wisconsin, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. McCrary: The petition of A. W. Chibcote and other citizens of Washington, Iowa, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Maish: The petition of citizens of York County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Phelps: The petition of Holmes & Parsons, bankers, of Waterbury, Connecticut, of similar import, to the Committee on Banking and Currency.

By Mr. William A. Phillips: The petition of citizens of Kansas, for cheap telegraphy;

By Mr. Southard: The petition of Thomas S. Taylor and 36 other citizens of New Comerstown, Ohio, of similar import;

By Mr. Throckmorton: The petition of William C. Coney, D. Stucker, and others, for a change of the post-route between Cleburne and Glenrose, Texas;

to the Committee on the Post-Office and Post-Roads.

By Mr. Walling: Three petitions, two signed respectively by Hines Taylor & Co., and Ide & Co., bankers, of Columbus, the third by Cummings & Couch, bankers, of Carrollton, Ohio, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Willard: The petition of William S. Porter and 90 other citizens of Springport, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By unanimous consent, a bill and joint resolution were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Whitehouse: A bill (H. R. 4658) changing the name of the pleasure-yacht Mohawk to Queen, to the Committee on Commerce, with leave to report thereon at any time.

By Mr. Mackey: A joint resolution (H. Res. 191) authorizing the establishment of a commission for the scientific exploration of the

northern States of Mexico and the territory of the United States adjoining the same, to the Committee on Foreign Affairs.

On motion of Mr. Piper, by unanimous consent, the following resolution of the Senate was taken from the Speaker's table and concurred in, viz :

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 5,000 additional copies of the report of the Joint Special Committee on Chinese Immigration, with accompanying testimony, of which 1,500 copies shall be for the use of the Senate, and 3,500 for the use of the House of Representatives.

Mr. Piper moved to reconsider the last vote taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Bradley, by unanimous consent, from the Committee of Claims, to which was referred the bill of the House (H. R. 59) for the relief of John Clintou, postmaster at Brownsville, Tennessee, reported a substitute therefor ; which bill, (H. R. 4659,) with the same title, was read twice, and, with the accompanying report, was committed to a Committee of the Whole House and ordered to be printed.

On motion of Mr. Rusk, by unanimous consent, bills of the Senate of the following titles were taken from the Speaker's table, read twice, and referred to the Committee on Invalid Pensions, viz :

S. 36. An act amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled.

S. 1118. An act granting a pension to Mrs. Amy King.

S. 1143. An act for the relief of the legal heirs of Ann Lynch.

Mr. O'Brien, by unanimous consent, introduced a bill (H. R. 4660) to remove the political disabilities of George W. Oitz, of Portsmouth, Virginia ; which bill was read twice, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Monroe, by unanimous consent, from the Committee on Foreign Affairs, reported a bill (H. R. 4661) to absolve Frederick Hinkle from his allegiance as a citizen of the United States of America ; which was read twice, engrossed, read the third time, and passed.

Mr. Monroe moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles :

H. R. 1984. An act to provide for the sale of certain lands in Kansas.

S. 1222. An act to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, and for other purposes ;

When

The Speaker signed the same.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and severally referred as follows, viz :

By Mr. Buckner : A bill (H. R. 4662) for the relief of Thomas Lucas, to the Committee for the District of Columbia.

By Mr. Dunnell : A bill (H. R. 4663) to amend section 4220, of chap-

ter 3 of title 48 of the Revised Statutes of the United States, entitled "Regulation of commerce and navigation," to the Committee on Commerce.

By Mr. Strait: A bill (H. R. 4664) to extend the time for the completion of the unfinished line of railroad of the Hastings and Dakota Railroad Company, to the Committee on the Public Lands.

By Mr. Milliken: A bill (H. R. 4665) for the relief of E. M. Williams, to the Committee on Invalid Pensions.

By Mr. Kehr: A bill (H. R. 4666) for the relief of the Iron Mountain Bank of Saint Louis, Missouri;

By Mr. Harrison: A bill (H. R. 4667) to amend section 29, chapter 255 of the United States Statutes at Large; to the Committee of Ways and Means.

On motion of Mr. John Young Brown, by unanimous consent, the bill of the Senate (S. 1251) for the removal of the political disabilities of Joseph E. Johnston, of Virginia, was taken from the Speaker's table, read three times, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Crounse, by unanimous consent, the bill of the Senate (S. 1163) for the relief of settlers on the public lands under the pre-emption laws was taken from the Speaker's table, read twice, and referred to the Committee on the Public Lands.

On motion of Mr. MacDougall, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the bill of the House (H. R. 1862) for the relief of Amanda M. Smyth, widow of Brevet Major-General Thomas A. Smyth, and the same was referred to the Committee on Invalid Pensions.

Mr. MacDougall, by unanimous consent, from the Committee on Military Affairs, to which was referred the bill of the House (H. R. 586) for the relief of Adolph von Haacke, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. MacDougall moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

On motion of Mr. John F. Philips, by unanimous consent, the bill of the Senate (S. 807) for the relief of John E. Catlett, of Hannibal, Missouri, was taken from the Speaker's table, read twice, and referred to the Committee of Claims.

On motion of Mr. John Reilly, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of bills of the House of the following titles, and the same were ordered to lie on the table, viz:

H. R. 2787. A bill for the relief of Albert H. Pfeiffer, of Colorado Territory.

H. R. 4487. A bill donating condemned ordnance to post No. 1, Grand Army of the Republic, New Bedford, Massachusetts.

Ordered, That the accompanying reports be printed.

On motion of Mr. Boone, by unanimous consent, the bill of the House (H. R. 859) for the benefit of Andrew Williams, of Weakley County.

Tennessee, with the amendment of the Senate thereto, was taken from the Speaker's table, and the said amendment concurred in.

Mr. Boone moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Eden, by unanimous consent, the Committee on War-Claims was discharged from the further consideration of the bill of the House (H. R. 4542) for the relief of the legal representatives of French Graham, and the same was referred to the Committee on Invalid Pensions.

On motion of Mr. McFarland, by unanimous consent, the bill of the Senate (S. 805) relating to indemnity school selections in the State of California was taken from the Speaker's table, read three times, and passed.

Mr. McFarland moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Lane, by unanimous consent, the bill of the Senate (S. 859) for the relief of certain claimants under the donation land law of Oregon, approved September 27, 1850, was taken from the Speaker's table, read three times, and passed.

Mr. Lane moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Blount, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Mills reported that the committee, having had under consideration the bill of the House (H. R. 4616) making appropriations for the naval service for the year ending June 30, 1878, and for other purposes, had directed him to report the same with sundry amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Blount moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

The Speaker laid before the House the following message, heretofore received from the President of the United States, viz:

To the House of Representatives:

I return the House bill No. 3155, entitled "An act to perfect the revision of the Statutes of the United States," without my approval. My objection is to the single provision which amends section 3823 of the Revised Statutes.

That section is as follows:

"Sec. 3823. The Clerk of the House of Representatives shall select in Virginia, South Carolina, North Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Texas, and Arkansas one or more newspapers,

not exceeding the number allowed by law, in which such treaties and laws of the United States as may be ordered for publication in newspapers according to law shall be published, and in some one or more of which so selected all such advertisements as may be ordered for publication in said districts by any United States court or judge thereof, or by any officer of such courts, or by any executive officer of the United States, shall be published, the compensation for which, and other terms of publication, shall be fixed by said Clerk at a rate not exceeding \$2 per page for the publication of treaties and laws, and not exceeding \$1 per square of eight lines of space, for the publication of advertisements, the accounts for which shall be adjusted by the proper accounting-officers, and paid in the manner now authorized by law in the like cases."

The bill proposes to amend this section as follows:

"By striking out all after the word 'in' in the first line to the word 'one' in the third line, and inserting therefor the words 'each State and Territory of the United States.'"

Prior to 1867 the advertising of the Executive Departments had been subject to the direction of the heads of those Departments, and had been published in newspapers selected by them, and on terms fixed by them. In the year 1867, (14 United States Statutes at Large, pages 466, 467,) while the ten States above named were yet unrestricted, and when there existed a radical difference of opinion between the executive and legislative departments as to the administration of the Government in those States, this provision was enacted. Subsequently, during the same year, (15 United States Statutes at Large, page 8,) so much of this provision "as relates to the publication of the laws and treaties of the United States" was extended to all the States and Territories, leaving the advertisements ordered by Congress and by the Executive Departments unaffected thereby. The continuance of this provision after the reconstruction acts had taken effect and the bringing it forward into the Revised Statutes were probably through inadvertence.

The existence of this section 3823 of the Revised Statutes seems to have been ignored by Congress itself in the adoption of section 3941, authorizing the Postmaster-General to advertise in such newspapers as he may choose. But the present act, if it should go into effect, would compel him and the other heads of the Executive Departments, as well as all the courts, to publish all their advertisements in newspapers selected by the Clerk of the House of Representatives. It would make general in its operation a provision which was exceptional and temporary in its origin and character. This, in my judgment, would be unwise, if not also an actual encroachment upon the constitutional rights of the executive branch of the Government. The person who should be appointed by law to select all the newspapers throughout the country to which the patronage of all branches of the Government of the United States should be given, if not an officer of the United States under article 2, section 2, clause 2, of the Constitution, would certainly have powers and duties which have hitherto been regarded as official.

But without reference to the question of its constitutionality, I am satisfied that this provision would not operate usefully or fairly. I am constrained, therefore, to withhold from it my approval. I regret that my objection to this one clause of the act cannot be made available without withholding my approval from the entire act, which is otherwise unobjectionable.

U. S. GRANT.

EXECUTIVE MANSION, *February 14, 1877.*

The same having been read,
The Speaker stated the question to be,
Will the House, on reconsideration, agree to the passage of the said bill?

And being put,

It was decided in the negative, { Yea..... 1
Nays 211
Not voting..... 78

The yeas and nays being desired by one-fifth of the members present,
The member voting in the affirmative was—

Mr. John D. C. Atkins.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. J. Proctor Knott	Mr. C. H. Sienickson
William B. Anderson	James L. Evans	Lucius Q. C. Lamar	Robert Smalls
Thomas S. Ashe	Charles J. Faulkner	George M. Landers	A. Herr Smith
George A. Bagley	William H. Felton	E. W. Leavenworth	William E. Smith
John H. Bagley, Jr.	Jease J. Finley	J. V. Le Moynes	Milton I. Southard
John H. Baker	Edwin Flye	Burwell B. Lewis	William M. Springer
William H. Baker	William H. Forney	John K. Luttrell	Horace B. Strait
Latimer W. Ballou	Greenbury L. Fort	John R. Lynch	William H. Stone
Henry B. Banning	Charles Foster	L. A. Mackey	William H. H. Stowell
George M. Beebe	Benjamin J. Franklin	Henry S. Magoon	Charles P. Thompson
Samuel N. Bell	Chapman Freeman	Levi Maish	Philip F. Thomas
Henry W. Blair	William P. Frye	George W. McCrary	Jacob M. Thornburgh
Archibald M. Bliss	Benoni S. Fuller	James W. McDill	J. W. Throckmorton
James H. Blount	Lucien C. Gause	William McFarland	Washington Townsend
Andrew R. Boone	John Goode, Jr.	Henry B. Metcalfe	John Q. Tufts
Taul Bradford	John R. Goodin	Charles W. Milliken	Nelson H. Van Vorhes
Nathan B. Bradley	Eugene Hale	Roger Q. Mills	John L. Vance
John Young Brown	Andrew H. Hamilton	Hernando D. Money	Robert B. Vance
William R. Brown	Robert Hamilton	James Monroe	Alfred M. Waddell
Aylett H. Buckner	John Hancock	Charles H. Morgan	John T. Wait
Horatio C. Burchard	Jere Haralson	William R. Morrison	Henry Waldron
John H. Burleigh	Aug. A. Hardenbergh	Charles E. Nash	Gilbert C. Walker
Charles W. Buttz	Benjamin W. Harris	Lawrence T. Neal	Alexander S. Wallace
George C. Cabell	Henry R. Harris	Jeptha D. New	John W. Wallace
John H. Caldwell	John T. Harris	Nelson I. Norton	Ansel T. Walling
William P. Caldwell	Carter H. Harrison	William J. O'Brien	William Walsh
Alexander Campbell	Julian Hartridge	N. Holmes Odell	Elijah Ward
Milton A. Candler	William Hartzell	Addison Oliver	Levi Warner
Joseph G. Cannon	Robert A. Hatcher	Charles O'Neill	William W. Warren
Thomas J. Cason	Henry H. Hathorn	John B. Packer	Erastus Wells
George W. Cato	William S. Haymond	James Phelps	G. Wiley Wells
Chester W. Chapin	Charles Hays	William A. Phillips	John D. White
John B. Clarke	George W. Hendee	William A. Piper	John O. Whitehouse
Hester Clymer	Thomas J. Henderson	Earley F. Poppleton	Richard H. Whiting
Francis D. Collins	Abram S. Hewitt	Allen Potter	W. C. Whitthorne
Omar D. Conger	Goldsmith W. Hewitt	Joseph Powell	Peter D. Wigginton
Philip Cook	Benjamin H. Hill	Joseph H. Rainey	George Willard
Jacob P. Cowan	William S. Holman	John Reilly	Andrew Williams
Samuel S. Cox	Charles E. Hooker	Americus V. Rice	Charles G. Williams
William W. Crapo	James H. Hopkins	Haywood Y. Riddle	James Williams
Lorenzo Cronan	George G. Hoskins	John Robbins	Jere N. Williams
David B. Culberson	Jay A. Hubbell	William M. Robbins	William B. Williams
Augustus W. Cutler	Andrew Humphreys	Milton S. Robinson	Benjamin A. Willis
Lorenzo Danford	Morton C. Hunter	Miles Ross	William W. Wilshire
Chester B. Darrall	Stephen A. Hurlbut	Sobieski Ross	Benjamin Wilson
Joseph J. Davis	John A. Hyman	Jeremiah M. Rusk	James Wilson
John M. Davy	George A. Jenks	Ezekiel S. Sampson	Alan Wood, Jr.
Rezin A. DeBolt	Frauk Jones	John S. Savage	Fernando Wood
Dudley C. Denison	Thomas L. Jones	Milton Saylor	William Woodburn
George G. Dibrell	Charles H. Joyce	Gustave Schleicher	L. D. Woodworth
Samuel A. Dobbins	John A. Kassou	Julius H. Seelye	Jease J. Yeates
Mark H. Dunnell	Edward C. Kehr	James Sheakley	Casey Young.
Milton J. Durham	William D. Kelley	Otho R. Singleton	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Simeon B. Chittenden	Mr. Eli J. Henkle	Mr. Scott Lord
Lucien L. Ainsworth	John B. Clark, Jr.	George F. Hoar	William P. Lynde
John C. Bagby	Alex. G. Cochrane	Solomon L. Hoge	C. D. MacDougall
Nathaniel P. Banks	Beverly B. Douglas	John F. House	John A. McMahon
Lyman K. Bass	George H. Durand	Eppa Hunton	Edwin R. Meade
James B. Belford	John R. Eden	Frank H. Hard	Samuel F. Miller
Jos. C. S. Blackburn	Albert G. Egbert	Alanson M. Kimball	William Mutchler
Richard P. Bland	E. John Ellis	William S. King	Horace B. Payne
John M. Bright	David Dudley Field	Franklin Landers	Henry B. Page
Samuel D. Burchard	James A. Garfield	Lafayette Lano	John F. Phillips
Nathan T. Carr	Randall L. Gibson	Elbridge G. Lapham	Henry L. Pierce
Lucien B. Caswell	John M. Glover	William Lawrence	Harris M. Plaisted
Bernard G. Caulfield	Thomas M. Gunter	William M. Levy	Thomas C. Platt

Mr. Henry O. Pratt
William J. Purman
David Rea
John H. Reagan
James B. Reilly
Charles B. Roberts
Alfred M. Scales

Mr. John G. Schumaker
William F. Slemons
William A. J. Sparks
William H. Stanton
William S. Stenger
Alex. H. Stephens
Adlai E. Stevenson

Mr. Thomas Swann
John K. Tarbox
Frederick H. Teese
William Terry
Martin I. Townsend
John R. Tucker

Mr. Jacob Turney
Charles C. B. Walker
Henry Watterson
William A. Wheeler
Scott Wike
Alpheus S. Williams

So the House, on reconsideration, refused to pass the said bill.

Mr. Durham, by unanimous consent, from the Committee on the Revision of the Laws, reported a bill (H. R. 4668) to perfect the revision of the statutes of the United States and of the statutes relating to the District of Columbia; which was read twice, engrossed, read the third time, and passed.

Mr. Durham moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Singleton, by unanimous consent, the bill of the House (H. R. 4251) making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes, with the amendments of the Senate thereto, was taken from the Speaker's table, and the amendments of the Senate numbered 1 and 4 concurred in, and the amendments numbered 2, 3, 5, and 6, concurred in, with amendments.

The amendments of the Senate, as further amended, were then concurred in.

Mr. Singleton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

Mr. Kehr, by unanimous consent, from the Committee on Commerce, to whom was referred the bill of the House (H. R. 4342) to authorize the construction of a bridge across the Missouri River at or near Glasgow, Missouri, reported a substitute therefor; which bill, (H. R. 4669,) with the same title, was read twice, ordered to be printed, and recommitted to the said committee.

Mr. John H. Baker, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Be it resolved by the House of Representatives, (the Senate concurring therein,) That 2,000 copies, in book-form, suitably bound, of the memorial addresses on the life and character of Hon. Michael C. Kerr, late Speaker of the House of Representatives, be printed; 500 copies for the use of the Senate, and 1,500 copies for the use of the House of Representatives.

And be it further resolved, That a steel engraving of the late Speaker be procured for the front title-page of the said copies.

Ordered, That the Clerk request the concurrence of the Senate therein.

The regular order being demanded, the Speaker announced the regular order to be the consideration of the bill of the Senate (S. 1185) to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapaho and Cheyenne Indians.

The House having proceeded to its consideration,

Mr. Mills submitted the following amendment, to come in after the word "confirmed," in line 9, viz:

Provided, That nothing in this act shall be construed to authorize the removal of the Sioux Indians to the Indian Territory; and the President of the United States is hereby directed to prohibit the removal of any portion

of the Sioux Indians to the Indian Territory until the same shall be authorized by an act of Congress hereafter enacted.

After debate,

Mr. Boone demanded the previous question ; which was seconded and the main question ordered.

And being put,

First, upon the amendment submitted by Mr. Mills,

The said amendment was agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill, as amended, was accordingly read the third time and passed.

Mr. Boone moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table ; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said amendment.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed a bill of the following title, viz :
S. 1238. An act making an appropriation for the expenses of the Electoral Commission ;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed, without amendment, a bill of the House of the following title, viz :

H. R. 7. An act to provide for the sale or exchange of a certain piece of land in the Wallabout Bay, in the State of New York, to the city of Brooklyn.

The Senate have passed the following resolution, in which I am directed to ask the concurrence of the House of Representatives, viz :

Resolved by the Senate, (the House of Representatives concurring,) That the monetary commission created by the joint resolution of August 15, 1876, be allowed until the 24th of February, 1877, to submit their report.

The Senate have agreed to amendments of the House to bills of the Senate of the following titles, viz :

S. 234. An act to allow a pension of thirty-seven dollars per month to soldiers who have lost both an arm and a leg.

S. 993. An act for the relief of the heirs of the late Rear Admiral Charles Wilkes.

And then,

On motion of Mr. Throckmorton, the House resolved itself into the Committee of the Whole House on the state of the Union ; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House (H. R. 4532) to provide for fixing the rates and charges for freight and passengers passing over the bridge constructed across the Missouri River at Omaha, Nebraska, on the line of the Union Pacific Railroad, had come to no resolution thereon.

The Speaker, by unanimous consent, laid before the House the following executive communications ; which were referred as follows, viz :

I. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 3871) for the relief of Isaac Raines, Eighth Tennessee Volunteers ;

II. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the bill (H. R. 4180) in regard to certain lands in San Francisco, California ;
to the Committee on Military Affairs.

III. A letter from the chief clerk of the War Department, (in the ab-

sence of the Secretary of War,) transmitting a report on the survey of the water-front at Memphis, Tennessee, to the Committee on Commerce.

On motion of Mr. Willard, by unanimous consent, the following resolution of the Senate was taken from the Speaker's table and concurred in, viz :

Resolved by the Senate, (the House of Representatives concurring,) That the monetary commission created by the joint resolution of August 15, 1876, be allowed until the 24th of February, 1877, to submit their report.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, leave was granted Mr. Bland to withdraw from the files of the House the papers in the case of Jacob De Haven.

By unanimous consent, indefinite leave of absence was granted Mr. Lord.

And then,

On motion of Mr. Polman, the House took a recess until 10 o'clock a. m. to-morrow, (Friday, February 16.)

AFTER THE RECESS.

(Friday, February 16, 1877—10 o'clock a. m.)

By unanimous consent, a further recess was taken until 10 o'clock and 55 minutes a. m.

AFTER THE RECESS.

(Friday, February 16, 1877—10 o'clock and 55 minutes a. m.)

Mr. Stevenson, by unanimous consent, presented a joint resolution of the legislature of Illinois, concerning pensions of soldiers of the Mexican and Black Hawk wars; which was referred to the Committee on Invalid Pensions and ordered to be printed in the Record.

And then,

On motion of Mr. Throckmorton, the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House (H. R. 4532) limiting rates for the transportation of freight and passengers over the bridge constructed by the Union Pacific Railroad Company across the Missouri River at Omaha, Nebraska, had come to no resolution thereon.

And then,

On motion of Mr. Eden, the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Friday, February 16, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial from the legislature of Arkansas, for the passage of an act to facilitate the settlement of conflicts between the United States and the States having the benefit of the swamp-land grant of September 28, 1850, to the Committee on the Public Lands.

Also, the petition of Jesse Gunuing, of Paris, Illinois, for a pension:

By Mr. Anderson: Joint resolution of the legislature of Illinois, instructing the Senators from that State to support the bill granting pensions to soldiers of the Mexican war, and to add an amendment so as to entitle soldiers of the Black Hawk war to pensions; to the Committee on Invalid Pensions.

By Mr. Bagby: The petition of William H. Ray and others, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Bradford: The petition of J. N. C. Brantby, M. H. Toland, John S. Lindsey, and others, of Silver Run, Alabama, for cheap telegraphy;

By Mr. William R. Brown: The petition of citizens of Kansas, of similar import;

to the Committee on the Post-Office and Post-Roads.

Also, the petition of Sylvanus Sandford, for compensation for property taken by the United States Army, to the Committee on War-Claims.

By Mr. Cabell: The petition of citizens of Pittsylvania County, Virginia, for cheap telegraphy;

By Mr. William P. Caldwell: The petition of J. H. Collier and other citizens of Tennessee, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Caulfield: Joint resolutions of the legislature of Illinois, instructing the Senators from that State to support the bill granting pensions to soldiers of the Mexican war, and to add an amendment so as to entitle soldiers of the Black Hawk war to pensions, to the Committee on Invalid Pensions.

By Mr. Cox: The petition of letter-carriers, the postmaster, and the officers and directors of the Merchants' Exchange of Saint Louis, Missouri, for an increase of the pay of letter-carriers, to the Committee on the Post-Office and Post-Roads.

By Mr. Hatcher: Concurrent resolutions of the legislature of Missouri, protesting against the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

By Mr. Hubbell: The petition of Justin Shapley, William P. Raley, and 50 other citizens of Eagle Harbor, Michigan, for cheap telegraphy;

By Mr. Jacobs: The petition of citizens of Washington Territory, of similar import;

to the committee on the Post-Office and Post-Roads.

By Mr. Mackey: The petition of Selmar Seibert, for an appropriation to pay a judgment of the Court of Claims, to the Committee on Appropriations.

By Mr. Oliver: The petition of L. F. Robinson and other citizens of Iowa, for the removal of limitations in the law governing the granting of invalid pensions, to the Committee on Invalid Pensions.

By Mr. Page: Telegraphic memorial of J. J. Valentine and other citizens of California, for a subsidy for a semi-monthly mail between the United States and China, to the Committee of Ways and Means.

By Mr. Phelps: The petition of L. Robinson and other citizens of Newport and other towns in Vermont, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Sparks: Joint resolution of the legislature of Illinois, instructing the Senators from that State to support the bill granting pensions to soldiers of the Mexican war, and to add an amendment so as to entitle soldiers of the Black Hawk war to pensions, to the Committee on Invalid pensions.

By Mr. Martin I. Townsend: A paper relating to the establishment of a post-route from Nassau to Niverville, by way of Chatham, New York, to the Committee on the Post-Office and Post-Roads.

By Mr. Wait: The petition of William R. Beunett, John Eldridge, and William G. Dewey, of Groton, Connecticut, for compensation for the use and destruction of their property by the United States Army, to the Committee on War-Claims.

By Mr. Erastus Wells: Concurrent resolution of the legislature of Missouri, instructing Senators and requesting Representatives in Congress from that State to prevent the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

Mr. Eden, by unanimous consent, from the Committee on War-Claims, to which was referred the bill of the House (H. R. 4433) making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871, reported the same with amendments.

Ordered, That the said bill be made the special order for Tuesday next, (February 16,) after the morning hour, and from day to day thereafter until disposed of, not to interfere with the general appropriation bills.

On motion of Mr. Durham, by unanimous consent, the bill of the Senate (S. 1216) to provide for the preparation and publication of a new edition of the Revised Statutes of the United States was taken from the Speaker's table, read twice, and referred to the Committee on Revision of the Laws.

Mr. Campbell, by unanimous consent, presented a joint resolution of the legislature of the State of Illinois, concerning pensions for soldiers in the Mexican and Black Hawk wars; which was referred to the Committee on Invalid Pensions.

Mr. Cutler, by unanimous consent, introduced a joint resolution (H. Res. 192) for printing the report of the Commissioner of Education for 1876; which was read twice, referred to the Committee on Education and Labor, and ordered to be printed.

Mr. Kehr, by unanimous consent, from the Committee on Commerce, to which was referred the bill of the House (H. R. 4342) to authorize the construction of a bridge across the Missouri River at or near Glasgow, Missouri, reported a substitute therefor; which bill, (H. R. 4669,) with the same title, was read twice, recommitted to the said committee, and ordered to be printed.

On motion of Mr. Kehr, by unanimous consent, the same committee was discharged from the further consideration of the memorial of the Board of Trade of Denver, Colorado, asking that Denver be made a port of entry, and the same was laid on the table.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows:

By Mr. Harrison: A bill (H. R. 4670) to amend section 2990, chapter 7, Title XXXIV, of the Revised Statutes of the United States, to the Committee of Ways and Means.

By Mr. Alexander S. Wallace: A bill (H. R. 4671) for the relief of Thomas P. Westmoreland, (compensation for mail service in South Carolina;)

By Mr. Rainey: A bill (H. R. 4672) for the relief of Henry Solomons, postmaster at Kingstree, South Carolina; to the Committee of Claims.

Mr. Hartzell, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on Expenditures in the Treasury Department be permitted to print any or all testimony taken before that committee during the present session.

Mr. Hartzell moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Jere N. Williams, by unanimous consent, presented the petition

of H. C. Wood, J. M. Toner, and J. K. Chadwick, a committee representing the American Medical Association, in relation to the publication of the subject-catalogue of the National Medical Library; which was referred to the Committee on Printing.

Mr. Levy, by unanimous consent, presented a joint resolution of the legislature of Louisiana relative to building the levees of the Mississippi River; which was referred to the Select Committee on the Mississippi Levees and ordered to be printed in the Record.

Mr. Gause, by unanimous consent, submitted the following resolution; which was referred to the Committee of Accounts, viz:

Resolved, That S. O. Hemmingway be paid \$200 out of the contingent fund of the House, for services as messenger for the months of October and November, 1876.

Mr. John F. Phillips, by unanimous consent, presented resolutions of the State Grange of the State of Missouri, in relation to cheap transportation; which were referred to the Committee on Commerce.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the following title, in which I am directed to ask the concurrence of the House of Representatives, viz:

S. 1265. An act making an appropriation to supply a deficiency in the appropriation for the purchase of official postage-stamps for the Treasury Department for the current fiscal year.

The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 4576. An act to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee.

The Senate have passed a bill of the House of the following title, viz:

H. R. 4554. An act for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

Subsequently,

On motion of Mr. Neal, by unanimous consent, the said bill (H. R. 4554) and Senate amendments thereto were taken from the Speaker's table and referred to the Committee for the District of Columbia.

The regular order being demanded, the Speaker announced as the regular order of business the call of committees for reports of a private nature;

When,

On motion of Mr. James Williams, the Committee on Naval Affairs was discharged from the further consideration of the petition of David De Haven, and the same was laid on the table.

Mr. Frank Jones, from the same committee, reported a bill (H. R. 4673) for the relief of Passed Assistant Engineer W. A. H. Allen, of the United States Navy; which was read twice, committed to a Committee of the Whole House, and ordered to be printed.

Mr. Andrew H. Hamilton, from the Committee on Foreign Affairs, to which was referred the bill of the House (H. R. 4418) to pay William S. Scruggs, late minister at Bogota, from October 10 to November 21, 1876, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Hamilton moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Rainey, from the Committee on Invalid Pensions, reported a bill (H. R. 4674) granting a pension to George W. Calhoun, accompanied by a report in writing thereon.

Ordered, That the said bill be read twice and, with the report, be committed to a Committee of the Whole House and printed.

Mr. Thomas L. Jones, from the Committee on Railways and Canals, to which was referred the bill of the House (H. R. 4456) to authorize William A. Downer and others to construct a ship-canal at the head of Lake George, Florida, reported the same with amendments.

Mr. Eden made the point of order that the said bill, being one of a public nature, was not in order under this call.

The Speaker sustained the point of order, on the ground that the bill was general in its enactment, providing as it did for the collection of tolls from the public and for the punishment of individuals violating its provisions in the courts of the United States.

So the bill was not received.

On motion of Mr. Thomas L. Jones, the same committee was discharged from the further consideration of the petition of the leading business firms of Cincinnati against abuses of the Union and Central Pacific Railroad Companies in rates imposed for the carriage of freight and praying for relief, and the same was referred to the Committee on the Judiciary.

On motion of Mr. Robert B. Vance, the Committee on Patents was discharged from the further consideration of the bill of the House (H. R. 1202) authorizing the extension of the patent granted to Horace Woodman August 1, 1854, for a new machine for stripping cards, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Robert B. Vance, from the same committee, to which was referred the bill of the Senate (S. 691) for the relief of Edward A. Leland, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read a third time.

The bill was accordingly read the third time.

The question was then put,

Shall the bill pass?

And it was decided in the negative.

Mr. Vance moved to reconsider the vote by which the House rejected the said bill.

Pending which,

After debate,

Mr. Neal moved that the motion to reconsider do lie on the table;

And being put,

It was decided in the negative.

So the House refused to lay the said motion on the table.

The question then recurring on the motion of Mr. Vance, the same was agreed to.

So the House reconsidered the vote by which the said bill was rejected.

The question then recurring on the passage of the bill,

And being put,

It was decided in the affirmative.

So the bill was passed.

Mr. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the passage of the said bill.

Mr. John H. Bagley, jr., from the same committee, to which was referred the bill of the House (H. R. 4397) for the relief of Francis W. Strong and Thomas Ross, reported the same with an amendment.

The House having proceeded to its consideration,

The said amendment was agreed to.

The question then being on ordering the bill to be engrossed and read a third time,

Pending which,

The morning hour expired.

Mr. Knott, by unanimous consent, from the Committee on the Judiciary, to which was referred bills of the House of the following titles, viz :

H. R. 4552. A bill to remove the political disabilities of James Austin McCreight, of Alachua County, Florida;

H. R. 3654. A bill to relieve William F. Russell, of Florida, of political disabilities;

reported the same without amendment.

Ordered, That the said bills be engrossed and read a third time.

Being engrossed, the bills were accordingly read the third time and passed, (two-thirds voting therefor.)

Mr. Knott, also by unanimous consent, from the same committee, reported bills of the following titles, viz :

H. R. 4675. A bill to remove the political disabilities of Henry H. Lewis, of Maryland;

H. R. 4676. A bill to remove the political disabilities of Henry B. Tyler, of Virginia;

H. R. 4677. A bill to remove the political disabilities of W. B. McCall, of Virginia;

H. R. 4678. A bill to relieve Charles H. Levy, of Louisiana, of his political disabilities;

which said bills were severally read twice, engrossed, read the time, and passed, (two-thirds voting therefor.)

Ordered, That the Clerk request the concurrence of the Senate in the said bills.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the amendments of the House to the amendments of the Senate to the bill of the House H. R. 4251, (consular and diplomatic appropriations.)

The Senate have passed, without amendment, a bill of the House of the following title, viz :

H. R. 429. An act for the relief of Charles C. Campbell, of Washington County, Virginia.

The Senate have passed a bill of the following title, viz :

S. 457. An act authorizing the restoration of Charles E. Boggs to the active-list;

in which I am directed to ask the concurrence of the House of Representatives.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles :

S. 234. An act to allow a pension of \$37 per month to soldiers who have lost both an arm and a leg;

S. 805. An act relating to indemnity school selections in the State of California;

S. 859. An act for the relief of certain claimants under the donation land law of Oregon, approved September 27, 1850;

S. 993. An act for the relief of the heirs of the late Admiral Charles Wilkes; and

S. 1251. An act to remove the political disabilities of Joseph E. Johnston, of Virginia;

When

The Speaker signed the same.

The Speaker, by unanimous consent, laid before the House the following communications; which were referred to the Committee on Printing, viz:

I. A letter from the secretary of the Smithsonian Institution, transmitting his annual report.

II. A letter from the Commissioner of Agriculture, transmitting his annual report.

And then,

On motion of Mr. Bright, the House resolved itself into a Committee of the Whole House; and after some time spent therein the Speaker resumed the chair, and Mr. Cox reported that the committee, having had under consideration the private calendar, had directed him to report bills of the House of the following titles, without amendment, viz:

H. R. 2690. A bill to refund to the mayor and city council of Baltimore certain moneys illegally assessed and collected for internal-revenue tax.

H. R. 776. A bill for the relief of James J. Waring, of Savannah, Georgia.

H. R. 2697. A bill supplementary to the act entitled "An act to carry into effect the convention between the United States and China, concluded on the 8th day of November, 1858, at Shanghai," approved March 3, 1859, and to give the Court of Claims jurisdiction in certain cases.

H. R. 2830. A bill for the relief of Charles Mason.

The House having proceeded to their consideration,

The said bills were severally engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Cox further reported that the committee, having had under consideration bills of the following titles, viz:

H. R. 631. A bill providing for the adjudication and issue of patents in mission-land cases in the State of Oregon and the Territories of Washington, Idaho, and Montana;

H. R. 2695. A bill for the relief of S. T. Marshall, of Lee County, Iowa: had directed him to report the same with amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the said bills, as amended, be engrossed and read a third time.

Being engrossed, the bills were accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Cox further reported that the committee, having had under consideration the bill of the House (H. R. 1055) to authorize the Secretary of War to convey to the city of Newport, Kentucky, the grounds at the confluence of the Licking with the Ohio River, in Campbell County.

Kentucky, known as the Newport Barracks, had directed him to report the same with the recommendation that the said bill do not pass.

The House having proceeded to its consideration,

Ordered, That the said bill do lie on the table.

Mr. Hendee, by unanimous consent, introduced a bill (H. R. 4679) to prevent default or delay in the payment of the interest on the bonds authorized by an act of Congress approved June 20, 1874; which was read twice, referred to the Committee for the District of Columbia, and ordered to be printed.

Mr. Ballou, from the Committee on Printing, to which was referred the following resolution of the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 1,000 extra copies of the report of the Superintendent of the Coast Survey for 1876, for the use of the Superintendent of the Coast Survey.

The House having proceeded to its consideration,

The said resolution was concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Ballou moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Knott, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported certain testimony taken by said committee; which was ordered to be printed and recommitted to the said committee.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Walling, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 4560) authorizing the sale of certain lands in the Territory of Alaska, upon paying the Government price therefor, and for other purposes, submitted a report in writing thereon; which was ordered to be printed and recommitted to the said committee, not to be brought back into the House on a motion to reconsider.

Mr. McCrary, by unanimous consent, submitted the following resolution; which was referred to the Committee on Printing, viz:

Resolved by the House of Representatives, (the Senate concurring,) That 10,500 copies of the Report of the Smithsonian Institution for the year 1876 be printed, 1,000 copies of which shall be for the use of the Senate, 2,000 copies for the use of the House of Representatives, and 7,500 copies for the use of the Smithsonian Institution: *Provided*, That the aggregate number of pages shall not exceed 500, and that there be no illustrations except those furnished by the Smithsonian Institution.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. MacDougall, for five days.

To Mr. Odell, until Wednesday next.

On motion of Mr. Singleton, the Committee on Printing was discharged from the further consideration of the bill of the House (H. R. 4482) making an appropriation for the preparation of a report on immigration and public lands, and the same was laid on the table.

On motion of Mr. John L. Vance, the same committee was discharged from the further consideration of the petition of Henry Holt, in reference to the publication of the abridgment of the Congressional Record, and the same was laid on the table.

Mr. John L. Vance, from the same committee, to which was referred the following resolution of the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring,) That 1,000 extra copies of the report of the board of health of the District of Columbia for the year 1876 be printed for use and distribution by said committee; reported the same, and moved that the request of the Senate for its return be granted.

Ordered, That the said resolution be returned to the Senate by the Clerk, in accordance with their said request.

On motion of Mr. Holman, by unanimous consent, the bill of the Senate (S. 1265) making an appropriation for the purchase of official postage-stamps for the Treasury Department for the current fiscal year was taken from the Speaker's table, read twice, and referred to the Committee on Appropriations.

Mr. Bright, at 4 o'clock and 25 minutes p. m., moved that the House take a recess until 7½ o'clock p. m.

Pending which,

Mr. Hurlbut moved that the House take a recess until 10 o'clock a. m. to-morrow, (Saturday, February 17.)

And, the question being put on the motion of Mr. Hurlbut, the same was agreed to.

The question then recurring on the motion of Mr. Bright, as amended by the motion of Mr. Hurlbut, and being put, the same was agreed to.

And the House accordingly took a recess until to-morrow morning at 10 o'clock.

AFTER THE RECESS.

(Saturday, February 17, 1877—10 o'clock a. m.)

On motion of Mr. Clymer, the House took a further recess until 12 o'clock m., (Saturday, February 17.)

AFTER THE RECESS.

(Saturday, February 17, 1877—12 o'clock m.)

The following memorials, petitions, and other papers, were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Bradley: Joint resolutions of the legislature of Michigan, for an appropriation for the construction of a light-house and steam fog-signal on Stannard's Rock, Lake Superior, to the Committee on Appropriations.

By Mr. Chittenden: The petition of Rosanna Campbell, for a pension. to the Committee on Invalid Pensions.

By Mr. De Bolt: Concurrent resolution of the legislature of Missouri. instructing the Senators and requesting the Representatives in Congress from that State to prevent the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

Also, the petition of R. E. Beazley, L. T. Hatfield, and 25 other citizens of Milan, Missouri, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hunton: The petition of citizens of Alexandria, for an appropriation for an ice-boat to keep open the navigation of the Potomac, to the Committee on Commerce.

By Mr. Jenks: A paper relating to the establishment of a post-route from Armah, via Duncan's Mills, to Belsaua, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of Pennsylvania, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. Kidder: The petition of Charles Cavalier and 99 other citizens of Dakota, for an appropriation to build bridges on military roads between Grand Forks and Forts Pembina and Totten, to the Committee on Military Affairs.

By Mr. Magoon: Memorial of the legislature of Wisconsin, for an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Canal, to the Committee on Railways and Canals.

Also, the petition of Hon. R. M. Miller and 50 other citizens of Crawford County, Wisconsin, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. A. Herr Smith: The petition of seventy-four citizens of Lancaster County, Pennsylvania, that pensions shall in all cases date from the discharge of the soldier, to the Committee on Invalid Pensions.

By Mr. Springer: The petition of citizens of Athens, Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Strait: Memorial of the legislature of Minnesota, for the right of way and grant of land for a railroad from Saint Paul to the falls of Sainte Marie, to the Committee on the Public Lands.

By Mr. Throckmorton: The petition of J. G. Griffith, S. Spencer, and others, of Texas, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

The Speaker laid before the House the following communication, viz:

WASHINGTON, D. C., *February 17, 1877.*

SIR: I am directed by the Electoral Commission to inform the House of Representatives that it has considered and decided upon the matters submitted to it under the act of Congress concerning the same, touching the electoral vote from the State of Louisiana, and has transmitted said decision to the President of the Senate to be read at the meeting of the two houses according to said act.

NATHAN CLIFFORD,

President of the Commission.

Hon. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. Lamar submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the Clerk of the House notify the Senate that the House of Representatives will be prepared at 11 o'clock a. m. on Monday to receive the Senate in the hall for the purpose of proceeding under the provisions of the act to provide for and regulate the counting the votes for President and Vice-President.

Mr. Kasson made the point of order that before action was taken on the pending resolution a message from the Senate must be received, the Secretary of the Senate being now at the door of the House with a message from that body pertinent to the said communication.

The Speaker overruled the point of order, on the ground that the pending resolution was also pertinent to the subject-matter of said communication, and that the previous question had been demanded thereon.

The question then recurring on the demand for the previous question, the same was seconded and the main question ordered;

And being put, viz;

Will the House agree to the said resolution ?

It was decided in the affirmative, { Yeas 152
Nays 111
Not voting 27

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Milton J. Durham	Mr. Thomas L. Jones	Mr. Milton Saylor
Lucius L. Ainsworth	John R. Eden	Edward C. Kehr	Alfred M. Scales
Thomas S. Ashe	Albert G. Egbert	J. Proctor Knott	Gustave Schleicher
John D. C. Atkins	E. John Ellis	Lucius Q. C. Lamar	John G. Schumaker
John C. Bagby	Charles J. Faulkner	Franklin Landers	James Sheakley
John H. Bagley, jr.	William H. Felton	George M. Landers	Otho R. Singleton
Henry B. Banning	David Dudley Field	Lafayette Lane	William F. Simons
George M. Beebe	Jesse J. Finley	J. V. Le Moyne	William E. Smith
Samuel N. Bell	William H. Forney	William M. Levy	William M. Springer
Richard P. Bland	Benjamin J. Franklin	Burwell B. Lewis	William H. Stanor
Archibald M. Bliss	Benoni S. Fuller	John K. Luttrell	William S. Steger
James H. Blount	Lucien C. Gause	Levi Malab	Adlai E. Stevenson
Andrew R. Boone	Randall L. Gibson	William McFarland	William H. Stone
Taul Bradford	John M. Glover	John A. McMahon	Thomas Swann
John M. Bright	John Goode, jr.	Edwin R. Meade	William Terry
John Young Brown	Thomas M. Gunter	Henry B. Metcalfe	Charles P. Thompson
Aylett H. Buckner	Andrew H. Hamilton	Charles W. Milliken	Philip F. Thomas
George C. Cabell	Robert Hamilton	Roger Q. Mills	J. W. Throckmorton
William P. Caldwell	Aug. A. Hardenbergh	Hernando D. Money	John R. Tucker
Alexander Campbell	Henry R. Harris	William R. Morrison	Jacob Turney
Milton A. Candler	John T. Harris	William Mutchler	John L. Vance
Nathan T. Carr	Carter H. Harrison	Lawrence T. Neal	Robert B. Vance
George W. Cate	Julian Hartridge	Jeppha D. New	William Walsh
Bernard G. Caulfield	William Hartzell	William J. O'Brien	Elijah Ward
Chester W. Chapin	Robert A. Hatcher	James Phelps	Levi Warner
John B. Clarke	El J. Henkle	John F. Phillips	William W. Warren
John B. Clark, jr.	Abram S. Hewitt	William A. Piper	Henry Watterson
Hiestor Clymer	Goldsmith W. Hewitt	Earley F. Poppleton	W. C. Whitborne
Alex. G. Cochrane	Benjamin H. Hill	Joseph Powell	Peter D. Wigginton
Francis D. Collins	William S. Holman	David Rea	Alpheus S. Williams
Philip Cook	Charles E. Hooker	John H. Reagan	James Williams
Jacob P. Cowan	James H. Hopkins	John Reilly	Jere N. Williams
Samuel S. Cox	John F. House	Americus V. Rice	Benjamin A. White
David B. Culberson	Andrew Humphreys	Haywood Y. Riddle	William W. Whitte
Augustus W. Cutler	Eppa Hutton	John Robbins	Benjamin Wilson
Joseph J. Davis	Frank H. Hurd	William M. Robbins	Fernando Wood
Rezin A. DeBolt	George A. Jenks	Charles B. Roberts	Jesse J. Yates
George G. Dibrell	Frank Jones	Miles Ross	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. James L. Evans	Mr. William Lawrence	Mr. A. Herr Smith
William B. Anderson	Edwin Flye	E. W. Leavenworth	Milton I. Southern
George A. Bagley	Greenbury L. Fort	John R. Lynch	Horace B. Strat
John H. Baker	Charles Foster	Henry S. Magoon	John K. Tarbox
William H. Baker	Chapman Freeman	George W. McCrary	Jacob M. Thorburn
Latimer W. Ballou	William P. Frye	James W. McDill	Martin I. Townsend
Nathaniel P. Banks	James A. Garfield	Samuel F. Miller	Washington Townsend
James B. Belford	John R. Goodin	James Monroe	John Q. Tufts
Henry W. Blair	Eugene Hale	Charles E. Nash	Nelson H. Van Vorst
Nathan B. Bradley	Jere Haralson	Nelson I. Norton	John T. Wait
William R. Brown	Benjamin W. Harris	Addison Oliver	Henry Waldron
Horatio C. Burchard	Henry H. Hathorn	Charles O'Neill	Alexander S. Wallace
John H. Burleigh	William S. Haymond	John B. Packer	John W. Wallace
Charles W. Buttz	Charles Hays	Horace F. Page	Ansel T. Walling
Joseph G. Cannon	George W. Hendee	William A. Phillips	Ernstus Wells
Thomas J. Cason	Thomas J. Henderson	Henry L. Pierce	G. Wiley Wells
Lucien B. Caswell	George F. Hoar	Harris M. Plaisted	John D. White
Simoon B. Chittenden	George G. Hoskins	Thomas C. Platt	John O. Whitehouse
Omar D. Conger	Jay A. Hubbell	Allen Potter	Richard H. Whitte
William W. Crapo	Morton C. Hunter	Henry O. Pratt	George Willard
Lorenzo Crounse	Stephen A. Hurlbut	Milton S. Robinson	Andrew Williams
Lorenzo Danford	John A. Hyman	Sobieski Ross	Charles G. Williams
Chester B. Darrall	Charles H. Joyce	Jeremiah M. Rusk	William B. Wilson
John M. Davy	John A. Kasson	Ezekiel S. Sampson	James Wilson
Dudley C. Denison	William D. Kelley	John S. Savage	Alan Wood, jr.
Samuel A. Dobbins	Alanson M. Kimball	Julius H. Seelye	William Woodburn
Mark H. Dunnell	William S. King	C. H. Sinnickson	L. D. Woodworth
Benjamin T. Eames	Elbridge G. Lapham	Robert Smalls	

Those not voting are—

Mr. Lyman K. Bass	Mr. Solomon L. Hoge	Mr. Henry B. Payne	Mr. Frederick H. Trow
Jos. C. S. Blackburn	Scott Lord	William J. Furman	Alfred M. Wadell
Samuel D. Burchard	William P. Lynde	Joseph H. Rainey	Charles C. E. Walker
John H. Caldwell	L. A. Mackey	James B. Reilly	Gilbert C. Walker
Beverly B. Douglas	C. D. MacDougall	William A. J. Sparks	William A. Wheeler
George H. Durand	Charles H. Morgan	Alex. H. Stephens	Scott Wika
John Hancock	N. Holmes Odell	William H. H. Stowell	

So the resolution was adopted.

Mr. Lamar moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Gorham, its Secretary:

Mr. Speaker: I am directed by the Senate to inform the House that the president of the Electoral Commission has notified the Senate that the commission had arrived at a decision on the question submitted to them in relation to the electoral votes of the State of Louisiana, and that the Senate is now ready to meet the House to receive the same and proceed with the count of the electoral vote for President and Vice-President.

A message from the President of the United States, by Mr. Sniffin, one of his secretaries, which was handed in at the Clerk's desk, notified the House that he did, on the 16th instant, approve and sign a bill of the House of the following title, viz:

H. R. 967. An act authorizing the survey of certain townships in Michigan, and making an appropriation therefor.

Also, that he did this day approve and sign a bill of the House of the following title, viz:

H. R. 4556. An act to remove the political disabilities of Reuben Davis, of Mississippi.

Mr. Lamar, at 1 o'clock p. m., moved that the House take a recess until 10 o'clock a. m. Monday, the 19th instant.

And the question being put,

Will the House agree to the said motion?

It was decided in the affirmative	{	Yeas.....	147
		Nays.....	107
		Not voting	36

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. E. John Ellis	Mr. Lucius Q. C. Lamar	Mr. Gustave Schleicher
Lucien L. Ainsworth	Charles J. Faulkner	Franklin Landers	James Sheakley
Thomas S. Ashe	William H. Felton	George M. Landers	Otho R. Singleton
John C. Bagby	David Dudley Field	Lafayette Lane	William E. Smith
John H. Bagley, jr.	Jesse J. Finley	William M. Levy	Milton I. Southard
Henry B. Banning	William H. Forney	Burwell B. Lewis	William M. Springer
George M. Beebe	Benoni S. Fuller	John K. Luttrell	William H. Stanton
Richard P. Bland	Lucien C. Gause	Levi Maish	William S. Steuger
Archibald M. Bliss	Randall L. Gibson	William McFarland	William H. Stone
James H. Blount	John M. Glover	John A. McMahon	John K. Tarbox
Andrew R. Boone	John Goode, jr.	Edwin R. Meade	William Terry
Taul Bradford	Thomas M. Gunter	Henry B. Metcalfe	Charles P. Thompson
John M. Bright	Andrew H. Hamilton	Charles W. Milliken	Philip F. Thomas
John Young Brown	Robert Hamilton	Roger Q. Mills	J. W. Throckmorton
Aylett H. Buckner	Aug. A. Hardenbergh	William R. Morrison	John R. Tucker
George C. Cabell	Henry R. Harris	William Mutchler	Jacob Turney
John H. Caldwell	John T. Harris	Lawrence T. Neal	John L. Vance
William P. Caldwell	Carter H. Harrison	Jephtha D. New	Robert B. Vance
Milton A. Candler	Julian Hartridge	William J. O'Brien	Alfred M. Waddell
Nathan T. Carr	William Hartzell	James Phelps	Ansel T. Walling
George W. Cate	Robert A. Hatcher	John F. Phillips	William Wales
Chester W. Chapin	Eli J. Henkle	William A. Piper	Elijah Ward
John B. Clarke	Abram S. Hewitt	Earley F. Poppleton	Levi Warner
John B. Clark, jr.	Goldsmith W. Hewitt	Allen Potter	William W. Warren
Heister Clymer	Benjamin H. Hill	Joseph Powell	Henry Watterson
Alex. G. Cochrane	William S. Holman	David Rea	W. C. Whitthorne
Francis D. Collins	Charles E. Hooker	John H. Reagan	Peter D. Wigginton
Philip Cook	James H. Hopkins	John Reilly	Alpheus S. Williams
Jacob P. Cowan	John F. House	Americus V. Rice	James Williams
Namuel S. Cox	Andrew Humphreys	Haywood Y. Riddle	Jere N. Williams
David B. Culbertson	Eppa Hunton	John Robbins	Benjamin A. Willis
Joseph J. Davis	Frank H. Hurd	William M. Robbins	William W. Withshire
Rezin A. DeBolt	George A. Jenks	Charles B. Roberts	Benjamin Wilson
George G. Dibrell	Frank Jones	Miles Ross	Fernando Wood
Milton J. Durham	Thomas L. Jones	John S. Savage	Jesse J. Yeates
John R. Eden	Edward C. Kehr	Milton Saylor	Casey Young.
Albert G. Egbert	J. Proctor Knott	Alfred M. Scales	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Mark H. Dunnell	Mr. William S. King	Mr. Julius H. Seelye
William B. Anderson	Benjamin T. Eames	Elbridge G. Lapham	C. H. Sinnickson
George A. Bagley	James L. Evans	William Lawrence	Robert Smalls
John H. Baker	Edwin Flye	E. W. Leavenworth	A. Herr Smith
William H. Baker	Greenbury L. Fort	John R. Lynch	Horace B. Strait
Latimer W. Ballou	Charles Foster	Henry S. Magoon	Adlai E. Stevenson
Nathaniel P. Banks	Benjamin J. Franklin	George W. McCrary	Jacob M. Thornburgh
James B. Belford	Chapman Freeman	James W. McDill	Martin I. Townsend
Samuel N. Bell	William P. Frye	Samuel F. Miller	Washington Townsend
Henry W. Blair	James A. Garfield	James Monroe	John Q. Tufts
Nathan B. Bradley	John R. Goodin	Charles E. Nash	Nelson H. Van Vorhes
William R. Brown	Jere Haralson	Nelson I. Norton	John T. Wait
Horatio C. Burchard	Benjamin W. Harris	Addison Oliver	Henry Waldron
John H. Burleigh	Henry H. Hathorn	Charles O'Neill	Alexander S. Wallace
Charles W. Buttz	William S. Haymond	John B. Packer	John W. Wallace
Alexander Campbell	Charles Hays	Horace F. Page	Erastus Wells
Joseph G. Cannon	George W. Hendee	William A. Phillips	G. Wiley Wells
Thomas J. Cason	Thomas J. Henderson	Henry L. Pierce	John D. White
Lucien B. Caswell	George G. Hoskins	Harris M. Plaisted	John O. Whitehouse
Simeon B. Chittenden	Jay A. Hubbell	Thomas C. Platt	Richard H. Whiting
Omar D. Conger	Morton C. Hunter	Henry O. Pratt	George Willard
William W. Crapo	Stephen A. Hurlbut	William J. Purman	Charles G. Williams
Lorenzo Crounse	John A. Hyman	Joseph H. Rainey	James Wilson
Augustus W. Cutler	Charles H. Joyce	Milton S. Robinson	Alan Wood, jr.
John M. Davy	John A. Kasson	Sobieski Ross	William Woodburn
Dudley C. Denison	William D. Kelley	Jeremiah M. Rusk	L. D. Woodworth.
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel S. Sampson	

Those not voting are,

Mr. John D. C. Atkins	Mr. Eugene Hale	Mr. Fernando D. Money	Mr. William H. H. Stowel
Lyman K. Bass	John Hancock	Charles H. Morgan	Thomas Swann
Jo. C. S. Blackburn	George F. Hoar	N. Holmes Odell	Frederick H. Teese
Samuel D. Burchard	Solomon L. Hoge	Henry B. Payne	Charles C. B. Walker
Bernard G. Caulfield	J. V. Le Moyné	James B. Reilly	Gilbert C. Walker
Lorenzo Danford	Scott Lord	John G. Schumaker	William A. Wheeler
Chester B. Darrall	William P. Lynde	William F. Slemmons	Scott Wike
Beverly B. Douglas	L. A. Mackey	William A. J. Sparks	Andrew Williams
George H. Durand	C. D. MacDougall	Alex. H. Stephens	William B. Williams

So the motion was agreed to, and the House accordingly took a recess until 10 o'clock a. m. Monday, the 19th instant.

AFTER THE RECESS.

(Monday, February 19, 1877—10 o'clock a. m.)

On motion of Mr. Hale, by unanimous consent,

Ordered, That business be suspended (no quorum being present) until 10 o'clock and 50 minutes a. m.

AFTER THE RECESS.

(Monday, February 19, 1877—10 o'clock and 50 minutes a. m.)

The hour of 11 o'clock a. m. Monday, February 19, 1877, having arrived,

The Senate attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of Congress, under and in pursuance of the act of Congress, entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of Louisiana having been submitted to the commission, the two houses have reconvened to receive and consider the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz:

ELECTORAL COMMISSION,
Washington, D. C., February 16, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877:

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Louisiana, and the objections thereto submitted to it under said act, now report that it has duly considered the same, pursuant to said act, and has by a majority of votes decided, and does hereby decide, that the votes of William P. Kellogg, J. Henri Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Levissee, Orlando H. Brewster, and Oscar Joffrion, named in the certificate of William P. Kellogg, governor of said State, which votes are certified by said persons, as appears by the certificates submitted to the commission as aforesaid, and marked numbers one (1) and three (3) by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Eight (8) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Eight (8) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission has by a majority of votes also decided, and does hereby decide and report, that the eight persons first before named were duly appointed electors in and by the State of Louisiana.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appear to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of Louisiana, and that they voted as such at the time and in the manner provided for by the Constitution of the United States and the law.

And the commission has by a majority of votes decided, and does hereby decide, that it is not competent under the Constitution and the law as it existed at the date of the passage of said act to go into evidence *aliunde* the papers opened by the President of the Senate in the presence of the two houses to prove that other persons than those regularly certified to by the governor of the State of Louisiana on and according to the determination and declaration of their appointment by the returning-officers for elections in the said State prior to the time required for the performance of their duties had been appointed electors, or by counter-proof to show that they had not; or that the determination of the said returning-officers was not in accordance with the truth and the fact; the commission by a majority of votes being of opinion that it is not within the jurisdiction of the two houses of Congress assembled to count the votes for President and Vice-President to enter upon a trial of such questions.

The commission by a majority of votes is also of opinion that it is not competent to prove that any of said persons so appointed electors as aforesaid held an office of trust or profit under the United States at the time when they were appointed or that they were ineligible under the laws of the State, or any other matter offered to be produced *aliunde* the said certificates and papers.

The commission is also of opinion by a majority of votes that the returning-officers of elections who canvassed the votes at the election for electors in Louisiana were a legally constituted body by virtue of a constitutional law, and that a vacancy in said body did not vitiate its proceedings.

The commission has also decided, and does hereby decide by a majority of votes, and report, that as a consequence of the foregoing and upon the grounds before stated that the paper purporting to be a certificate of the electoral votes of said State of Louisiana, objected to by Timothy O. Howe and others, marked "N. C. No. 2" by the commission and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington the day and year first above written.

SAM. F. MILLER.

W. STRONG.

JOSEPH P. BRADLEY.

GEORGE F. EDMUNDS.

O. P. MORTON.

FREDERICK T. FRELINGHUYSEN.

JAMES A. GARFIELD.

GEORGE F. HOAR.

The presiding officer having asked for objections to this decision, Thereupon

Mr. Randall L. Gibson, a Representative from the State of Louisiana, submitted the following objection to the said decision and report; which was read by the Clerk of the House, viz:

The following objections are interposed by the undersigned, Senators and Representatives, to the decision made by the commission constituted by the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President and the decisions of questions arising thereon, for the term commencing March 4, A. D. 1877," as to the true and lawful electoral vote of the State of Louisiana, for the following reasons, viz:

First. For that the said commission as guides to their action adopted and rejected resolutions as follows:

FRIDAY, February 16, 1877.

The commission met at 10 o'clock a. m., pursuant to adjournment, with closed doors, for the purpose of consultation on the question submitted relative to the offers of proof connected with the objections raised to the certificates of electoral votes from the State of Louisiana.

After debate,

Mr. Commissioner Hoar submitted the following order:

Ordered, That the evidence offered be not received.

Mr. Commissioner Abbott offered the following as a substitute for the proposed order:

Resolved, That evidence will be received to show that so much of the act of Louisiana establishing a returning-board for that State is unconstitutional, and the acts of said returning-board are void.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS 7
NAYS 5

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That evidence will be received to show that the returning-board of Louisiana, at the time of canvassing and compiling the vote of that State at the last election in that State, was not legally constituted under the law establishing it, in this: that it was composed of four persons all of one political party, instead of five persons of different political parties, as required by the law establishing said board.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS 7
NAYS 5

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That the commission will receive testimony on the subject of the frauds alleged in the specifications of the counsel for the objectors to certificates Nos. 1 and 3.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS 7
NAYS 5

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That testimony tending to show that the so-called returning-board of Louisiana had no jurisdiction to canvass the votes for electors of President and Vice-President is admissible.

The question being on the adoption of the substitute, it was determined in the negative:

YEAS 7
NAYS 5

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That evidence is admissible that the statements and affidavits purporting to have been made and forwarded to said returning-board in pursuance of the provisions of section 26 of the election law of 1872, alleging riot, tumult, intimidation, and violence at or near certain polls and in certain parishes were falsely fabricated and forged by certain disreputable persons under the direction and with the knowledge of said returning-board, and that said returning-board, knowing said statements and affidavits to be false and forged, and that none of the said statements or affidavits were made in the manner or form or within the time required by law, did knowingly, willfully, and fraudulently fail and refuse to canvass or compile more than ten thousand votes lawfully cast, as is shown by the statements of votes of the commissioners of election.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS	7
NAYS	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Hunton offered the following as a substitute:

Resolved, That evidence be received to prove that the votes cast and given at said election on the 7th of November last for the election of electors as shown by the returns made by the commissioners of election from the several polls or voting-places in said State have never been compiled or canvassed, and that the said returning-board never even pretended to compile or canvass the returns made by said commissioners of election, but that the said returning-board only pretended to canvass the returns made by said supervisors.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS	7
NAYS	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Bayard offered the following as a substitute:

Resolved, That no person holding an office of trust or profit under the United States is eligible to be appointed an elector, and that this commission will receive evidence tending to prove such ineligibility as offered by counsel for objectors to certificates 1 and 3.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS	7
NAYS	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Field offered the following as a substitute:

Resolved, That in the opinion of the commission evidence is admissible upon the several matters which counsel for the objectors to certificates Nos. 1 and 3 offered to prove.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS	7
NAYS	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

The question then recurring on the adoption of the order submitted by Mr. Commissioner Hoar,

Mr. Commissioner Payne move to strike out the word "not."

The question being on the adoption of the amendment, it was determined in the negative:

YEAS 7
NAYS 3

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

The question then recurred on the adoption of the order submitted by Mr. Commissioner Hoar in the following words:

Ordered, That the evidence offered be not received.

The question being on the adoption of the order, it was determined in the affirmative:

YEAS 3
NAYS 7

Those who voted in the affirmative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Those who voted in the negative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

On motion of Mr. Commissioner Field, it was—

Ordered, That the injunction of secrecy be removed from the proceedings of the commission.

The order was agreed to.

The doors were thereupon opened, and the respective counsel appeared.

The action of the commission on the various motions and orders submitted was read.

Mr. Commissioner Hoar. Mr. President, I desire to inquire of the Chair whether any of the time that counsel were entitled to under the order of the commission remains, or whether it has been exhausted? The Chair was not certain yesterday on that point.

The President. The time on the side of the objectors to certificates Nos. 1 and 3 was exhausted. In regard to the time remaining on the part of the objectors to certificate No. 2, I find that I made an error in my announcement yesterday by the correction of my associate, Judge Miller, and the journal clerk. By these corrections I am advised that ten minutes are left to that side, but substantially the time is exhausted.

Mr. Commissioner Payne. I move that the time be extended to counsel on each side for one hour on the general question.

Mr. Commissioner Garfield. I heard no request for that.

The President. Mr. Payne moves that one hour on each side be allowed to counsel for the discussion of the main question that remains.

Mr. Commissioner Garfield. I wish to say that the order under which four hours and a half of time were allowed to each side for the discussion of the whole question was proceeding to be executed when it was intercepted by an offer of testimony, and it was then agreed that two additional hours should be given to each side for the discussion of that question. After that agreement was entered into it was also agreed that the counsel might draw on their final time on the whole question, and use it on that interlocutory question if they chose to do so.

The President. And they did use it up.

Mr. Commissioner Garfield. They did use it up, and they discussed the whole question, together with the interlocutory question. The counsel have not asked for additional time; and if they had, I should myself consider that we ought to stand by our order. I shall vote against the motion of Mr. Payne.

The President. The motion is that an hour on each side be allowed for argument.

Mr. Commissioner Morton. Unless counsel desire that, I shall certainly vote against it.

Mr. Evarts. I think that counsel distinctly presented to the commission, and certainly felt thoroughly, that the discussion thus opened to them covered the whole merits of the case. That was our view.

The President. You are satisfied, then?

Mr. Evarts. We are satisfied with the discussion as it now stands.

The President. I will put the same inquiry to counsel on the other side.

Mr. Campbell. The time which was granted by the commission was granted with a view to the discussion of the questions arising on the case presented. We have nothing to add to the case we have submitted to the commission.

Mr. Commissioner Payne. Then I withdraw the motion.

Mr. Commissioner Abbott. I understand you to say, Judge Campbell, that the commission having ruled out all the evidence you offered, you have nothing further to add before the deed is done.

Mr. Campbell. Nothing, sir.

The President. The motion of Mr. Payne is withdrawn.

Mr. Commissioner Morton. I move that a committee of three members of the commission be appointed to prepare the report, and that we take an intermission of one hour for that purpose.

Mr. Commissioner Thurman. What is that motion?

The President. The motion is that a committee of three be appointed—

Mr. Commissioner Strong. Allow me to suggest that, before that question is formally passed on, there is a question of the admissibility of the evidence that was offered. We have not passed on the merits of the case, formally at least. I think we ought first to go into deliberation for that purpose.

Mr. Commissioner Morton. I withdraw the motion.

Mr. Commissioner Strong. It is possible that on a discussion of the merits of the case among ourselves we may come to a conclusion which nobody is now authorized to anticipate.

Mr. Commissioner Hoar. I move that the commission go into consultation.

The motion was agreed to; and (at 5 o'clock and 25 minutes p. m.) the commission proceeded to consultation with closed doors.

Mr. Commissioner Morton offered the following:

Resolved, That the persons named as electors in certificate No. 1 were the lawful electors of the State of Louisiana, and that their votes are the votes provided by the Constitution of the United States, and should be counted for President and Vice-President.

Mr. Commissioner Thurman offered the following as a substitute:

Strike out all after the word "*Resolved*," and insert:

That inasmuch as the votes of the people of Louisiana for electors of President and Vice-President in November last have never been legally canvassed and declared, therefore the votes purporting to be votes of electors of that State for President and Vice-President ought not to be counted, and no electors of President and Vice-President can be regarded as chosen in that State.

The question being on the adoption of the substitute, it was decided in the negative:

YEAS 7
NAYS 8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Hunton moved to amend by striking out all after the word "*Resolved*" and inserting:

That the votes purporting to be the electoral votes of the State of Louisiana be not counted.

The question being on the adoption of the amendment, it was decided in the negative:

YEAS 7
NAYS 8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

And the question recurring on the adoption of the resolution of Mr. Commissioner Morton, it was decided in the affirmative:

YEAS 8
NAYS 7

Those who voted in the affirmative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Those who voted in the negative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Second. For that the said commission refused to receive evidence offered, as in the annexed paper stated, or any part of said evidence, and decided that the votes mentioned in the certificates numbered 1 and 3 shall be counted for Hayes and Wheeler, said evidence to the contrary notwithstanding.

W. H. BARNUM, Conn., WM. W. EATON, Conn.,
CHAS. W. JONES, Fla., S. B. MAXEY, Tex.,
FRANCIS KERNAN, N. Y., T. F. RANDOLPH, N. J.,
FRANK HEREFORD, W. Va., R. E. WITHERS, Va.,
HENRY COOPER, Tenn., J. E. BAILEY, Tenn.,
LEWIS V. BOGY, Mo., H. G. DAVIS, W. Va.,

GEO. R. DENNIS, Md.,
G. GOLDTHWAITE, Ala.,
A. S. MERRIMON, N. C.,
T. M. NORWOOD, Ga.,
T. C. MCCREERY, Ky.,
J. E. McDONALD, Ind.,

Senators.

LUCIEN L. AINSWORTH,	AUG. A. HARDENBERGH,	JAMES B. REILLY,
JOHN D. C. ATKINS,	HENRY R. HARRIS,	AMERICUS V. RICE,
JOHN C. BAGBY,	JOHN T. HARRIS,	HAYWOOD Y. RIDDLE,
HENRY B. BANNING,	CARTER H. HARRISON,	JOHN ROBBINS,
GEORGE M. BEEBE,	JULIAN HARTRIDGE,	WILLIAM M. ROBBINS,
RICHARD P. BLAND,	WILLIAM HARTZELL,	MILES ROSS,
JAMES H. BLOUNT,	ROBERT A. HATCHER,	JOHN S. SAVAGE,
ANDREW R. BOONE,	ELI J. HENKLE,	MILTON SAYLER,
TAUL BRADFORD,	ABRAM S. HEWITT,	ALFRED M. SCALES,
JOHN M. BRIGHT,	GOLDSMITH W. HEWITT,	JOHN G. SCHUMAKER,
JOHN YOUNG BROWN,	BENJAMIN H. HILL,	JAMES SHEAKLEY,
AYLETT H. BUCKNER,	WILLIAM S. HOLMAN,	OTHO R. SINGLETON,
GEORGE C. CABELL,	CHARLES E. HOOKER,	WILLIAM F. SLEMONS,
JOHN H. CALDWELL,	JAMES H. HOPKINS,	MILTON I. SOUTHARD,
WILLIAM P. CALDWELL,	JOHN F. HOUSE,	WILLIAM A. J. SPARKS,
MILTON A. CANDLER,	ANDREW HUMPHREYS,	WILLIAM M. SPRINGER,
GEORGE W. CATE,	FRANK H. HURD,	WILLIAM H. STANTON,
BERNARD G. CAULFIELD,	GEORGE A. JENKS,	WILLIAM S. STENGER,
CHESTER W. CHAPIN,	FRANK JONES,	ADLAI E. STEVENSON,
JOHN B. CLARKE,	THOMAS L. JONES,	WILLIAM H. STONE,
JOHN B. CLARK, JR.,	EDWARD C. KEHR,	THOMAS SWANN,
HIESTER CLYMER,	J. PROCTOR KNOTT,	JOHN K. TARBOX,
ALEX. G. COCHRANE,	LUCIUS Q. C. LAMAR,	FREDERICK H. TEESSE,
FRANCIS D. COLLINS,	FRANKLIN LANDERS,	WILLIAM TERRY,
PHILIP COOK,	GEORGE M. LANDERS,	CHARLES P. THOMPSON,
JACOB P. COWAN,	LAFAYETTE LANE,	PHILIP F. THOMAS,
SAMUEL S. COX,	WILLIAM M. LEVY,	J. W. THROCKMORTON,
DAVID B. CULBERSON,	BURWELL B. LEWIS,	JOHN R. TUCKER,
JOSEPH J. DAVIS,	JOHN K. LUTTRELL,	JACOB TURNEY,
REZIN A. DE BOLT,	WILLIAM P. LYNDE,	JOHN L. VANCE,
GEORGE G. DIBRELL,	L. A. MACKEY,	ROBERT B. VANCE,
MILTON J. DURHAM,	LEVI MAISH,	ALFRED M. WADDELL,
JOHN R. EDEN,	WILLIAM MCFARLAND,	ANSEL T. WALLING,
ALBERT G. EGBERT,	JOHN A. MCMAHON,	ELIJAH WARD,
E. JOHN ELLIS,	HENRY B. METCALFE,	LEVI WARNER,
CHARLES J. FAULKNER,	CHARLES W. MILLIKEN,	WILLIAM W. WARREN,
WILLIAM H. FELTON,	ROGER Q. MILLS,	HENRY WATTERSON,
DAVID DUDLEY FIELD,	HERNANDO D. MONEY,	ERASTUS WELLS,
JESSE J. FINLEY,	CHARLES H. MORGAN,	WASH. C. WHITTHORNE,
WILLIAM H. FORNEY,	WILLIAM R. MORRISON,	PETER D. WIGGINTON,
BENJAMIN J. FRANKLIN,	WILLIAM MUTCHLER,	ALPHEUS S. WILLIAMS,
BENONI S. FULLER,	LAWRENCE T. NEAL,	JAMES WILLIAMS,
LUCIEN C. GAUSE,	JEPHTHA D. NEW,	JERE N. WILLIAMS,
RANDALL L. GIBSON,	JOHN F. PHILIPS,	BENJAMIN A. WILLIS,
JOHN M. GLOVER,	EARLEY F. POPPLETON,	WILLIAM W. WILSHIRE,
JOHN GOODE, JR.,	JOSEPH POWELL,	BENJAMIN WILSON,
JOHN R. GOODIN,	SAMUEL J. RANDALL,	FERNANDO WOOD,
THOMAS M. GUNTER,	DAVID REA,	JESSE J. YEATES,
ANDREW H. HAMILTON,	JOHN H. REAGAN,	CASEY YOUNG,
ROBERT HAMILTON,	JOHN REILLY,	<i>Representative.</i>

The "annexed paper" referred to in the foregoing is as follows:

I.

We offer to prove that William P. Kellogg, who certifies as governor of the State of Louisiana to the appointment of electors of that State, which certificate is now before this commission, is the same William P. Kellogg who, by said certificate, was certified to have been appointed one of said electors. In other words, that Kellogg certified his own appointment as such elector.

That said Kellogg was governor *de facto* of said State during all the months of November and December, A. D. 1876.

CONSTITUTION OF LOUISIANA.

"ART. 117. No person shall hold or exercise at the same time more than one office of trust or profit, except that of justice of the peace or notary public."

II.

We offer to prove that said William P. Kellogg was not duly appointed one of the electors of said State in A. D. 1876, and that the certificate is untrue in fact.

To show this we offer to prove—

(1) By certified copies of the lists made out, signed, and sworn to by the commissioners of election in each poll and voting-place in the State, and delivered by said commissioners to the clerk of the district court wherein said polls were established, except in the parish of Orleans, and in that parish delivered to the secretary of state, that at the election for electors in the State of Louisiana, on the 7th day of November last, the said William P. Kellogg received for elector 6,300 votes less than were at said election cast for each and every of the following-named persons, that is to say: John McEnery, R. C. Wickliffe, L. St. Martin, E. P. Poché, A. De Blanc, W. A. Seay, R. G. Cobb, K. A. Cross. (Sec. 43, act 1872.)

(2) In connection with the certified copies of said lists we offer to prove that the returning-board, which pretended to canvass the said election under the act approved November 20, 1872, did not receive from any poll, voting-place, or parish in said State, nor have before them any statement of any supervisor of registration or commissioner of election in form as required by section 26 of said act, on affidavit of three or more citizens, of any riot, tumult, acts of violence, intimidation, armed disturbance, bribery, or corrupt influences which prevented or tended to prevent a fair, free, and peaceable vote of all qualified electors entitled to vote at such poll or voting-place.

(3) We further offer to show that in many instances the supervisors of registration of the several parishes willfully and fraudulently omitted from their consolidated statement, returned by them to the State returning-board, the result and all mention of the votes given at certain polls or voting-places within their respective parishes, as shown to them by the returns and papers returned to said supervisors by the commissioners of election, as required by law; and that in consequence of this omission the said consolidated statements, on their face, omitted of majorities against the said Kellogg, and in favor of each and every the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, amounting to 2,267, but that said supervisors of registration did, as by law required, return to the said returning-board, with their consolidated statements, the lists, papers, and returns received by them according to law from the commissioners of election at the several polls and voting-places omitted as aforesaid from said consolidated statements of said supervisors.

And that the said returning-board willfully and fraudulently neglected and refused to make any canvass of the majorities so omitted, or estimate them in any way in their pretended determination that the said Kellogg was duly elected an elector at the election aforesaid.

(4) We offer to show that by the consolidated statements returned to said returning-board by the supervisors of registration of the several parishes of the State of the result of the voting at the several polls or voting-places within their parishes respectively, it appeared that said Kellogg received at said election 3,459 less votes for elector than said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, and each and every of them.

(5) We further offer to show that the said returning-board willfully and fraudulently estimated and counted as votes in favor of said Kellogg 234 votes which were not shown to have been given at any poll or voting-place in said State, either by any consolidated statement returned to said returning-board by any of the said supervisors, nor by the statements, lists, tally-sheets, or returns made by any commissioners of election to any of said supervisors, or which were before said returning-board.

(6) We offer to prove that the votes cast and given at said election on the 7th of November last for the election of electors, as shown by the return made by the commissioners of election from the several polls or voting-places in said State, have never been compiled nor canvassed; and that the said returning-board never even pretended to compile or canvass the returns made by said commissioners of election, but that said returning-board only pretended to canvass the returns made by the said supervisor.

Act of 1872, section 43: "Supervisor must forward." Act of 1872, section 2: "Board must canvass."

(7) We offer to prove that the votes given for electors at the election of November 7 last at the several voting-places or polls in said State have never been opened by the governor of the said State in presence of the secretary of state, the attorney-general, and a district judge of the district in which the seat of government was established, nor in the presence of any of them; nor has the governor of said State ever, in presence as aforesaid, examined the returns of the commissioners of election for said election to ascertain therefrom, nor has he ever, in such presence, ascertained therefrom, the persons who were, or whether any one was, duly elected electors or elector at said election; nor has he ever pretended so to do. (Revised Statutes, section 2826.)

(8) We further offer to prove—

That the said William P. Kellogg, governor as aforesaid, when he made, executed, and delivered the said certificate, by which he certified that himself and others had been duly appointed electors as aforesaid, well knew that said certificate was untrue in fact in that behalf, and that he, the said Kellogg, then well knew that he, the said Kellogg, had not received, of the legal votes cast at the election of November 7, 1876, for elect-

ors, within five thousand of as many of such votes as had at said election been cast and given for each and every of the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross; and that he, the said Kellogg, when he made and executed the aforesaid certificate, well knew that of the legal votes cast at the popular election held in the State of Louisiana on the 7th day of November last, for the election of electors in said State, as shown by the lists, returns, and papers sent, according to law, by the commissioners of election, who presided over and conducted the said election at the several polls and voting-places in said State, to the supervisors of registration, and as shown by the said lists, returns, papers, and ballots deposited by said commissioners of elections in the office of the clerks of the district courts, except the parish of Orleans, and deposited for the parish of Orleans in the office of secretary of state, according to law, that each and every the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross had received more than five thousand of the legal votes cast at said election for electors more than had been cast and given at said election for the said Kellogg as elector, and that the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross had been thus and thereby duly appointed electors for said State in the manner directed by the legislature of said State.

(9) We further offer to prove—

That at the city of New Orleans, in the State of Louisiana, in the month of October, A. D. 1876, the said William P. Kellogg, J. H. Burch, Peter Joseph, L. A. Sheldon, Morris Marks, A. B. Levissee, O. H. Brewster, Oscar Joffrion, S. B. Packard, John Ray, Frank Morey, Hugh J. Campbell, D. J. M. A. Jewett, H. C. Dibble, Michael Hahn, B. P. Blanchard, J. R. G. Pitkin, J. Madison Wells, Thomas C. Anderson, G. Casanave, L. M. Kenner, George P. Davis, W. L. Catlin, C. C. Nash, George L. Smith, Isadore McCormick, and others entered into an unlawful and criminal combination and conspiracy to and with each other, and each to and with each of the others, to cause it to be certified and returned to the secretary of state by the returning-board of said State, upon their pretended compilation and canvass of the election for electors, to be thereafter held on the 7th day of November, A. D. 1876, that the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion had received a majority of all votes given and cast at said election for electors, whether such should be the fact or not; and

That afterward, to wit, on the 17th day of November, A. D. 1876, after said election had been held and it was well known to all of said conspirators that said Kellogg and others had not been elected at said election, but had been defeated, and their opponents had been elected at said election, the said returning-board assembled at the city of New Orleans, the seat of government of said State, to pretend to compile and canvass the statement of votes made by the commissioners of election from the several polls and voting-places in said State for presidential electors, and make returns of said election to the secretary of state, as required by an act of the legislature of that State, approved November 20, 1872; that, when said returning-board so assembled, said Wells, said Anderson, said Kenner, and said Casanave, who were all members of one political party, to wit, the republican party, were the only members of said board, there being one vacancy in said board, which vacancy it was the duty of said Wells, said Anderson, said Kenner, and said Casanave, as members of said board, to fill, then and there, by the election or appointment of some person belonging to some other political party than the republican party; but that the said Wells, Anderson, Kenner, and Casanave, then and there, in pursuance of said unlawful and criminal combination aforesaid, then and there neglected and refused to fill said vacancy, for the reason, as assigned by them, that they did not wish to have a democrat to watch the proceedings of said board; and that although frequently during the session of said board, assembled for the purpose aforesaid, they, the said Wells, Anderson, Kenner, and Casanave, were duly, and in writing, requested by said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross to fill said vacancy, they refused to do so, and never did fill the same, but proceeded as such board, in pursuance of said combination and conspiracy, to make a pretended compilation and canvass of said election without filling the vacancy in said returning-board; and

That said Wells, Anderson, Kenner, and Casanave, while pretending to be in session as a returning-board for the purpose of compiling and canvassing the said election, and in pursuance of said combination and conspiracy, employed persons of notoriously bad character to act as their clerks and assistants, to wit, one Davis, a man of notoriously bad character, who was then under indictment in the criminal courts of Louisiana, and said Catlin, said Blanchard, and said Jewett, three of said conspirators, who were then under indictment for subornation of perjury in the criminal courts of Louisiana; the said Jewett being also under indictment in one of the criminal courts of Louisiana for obtaining money under false pretenses; and Isadore McCormick, who was then under indictment in a criminal court of said State charged with murder.

And that, in pursuance of said unlawful combination and conspiracy aforesaid, the said Wells, Anderson, Kenner, and Casanave, acting in said returning-board, confided to their said clerks and employés, said co-conspirators, the duty of compiling and canvassing all returns which were by said returning-board ordered to be canvassed and

compiled; and, although thereto particularly requested by a communication, as follows—

"To the honorable returning-board of the State of Louisiana :

"GENTLEMEN: The undersigned, acting as counsel for the various candidates upon the democratic-conservative ticket, State, national, and municipal, with respect show :

"That the returns from various polls and parishes are inspected by this board and the vote announced by it is merely that for governor and electors ;

"That the tabulation of all other votes is turned over to a corps of clerks, to be done outside of the presence of this board ;

"That all of said clerks are republicans, and that the democratic-conservative candidates have no check upon them, and no means to detect errors and fraudulent tabulations, or to call the attention of this board to any such wrong, if any exist ;

"That by this system the fate of all other candidates but governor and electors is placed in the hands of a body of republican clerks, with no check against erroneous or dishonest action on their part ;

"That fair play requires that some check should be placed upon said clerks and some protection afforded to the said candidates against error or dishonest action on the part of said clerks ;

"Wherefore they respectfully ask that they be permitted to name three respectable persons, and that to such parties be accorded the privilege of being present in the room or rooms where said tabulation is progressing, and of inspecting the tabulation and comparing the same with the returns, and also of fully inspecting the returns, and previous to the adoption by this board of said tabulation, with a view to satisfy all parties that there has been no tampering or unfair practice in connection therewith.

"Very respectfully,

"F. C. ZACHARIE.

"CHARLES CAVANAC.

"E. A. BURKE.

"J. R. ALCÉE GAUTHREAUX.

"HENRY C. BROWN.

"FRANK MCGLOIN.

"I concur herein.

"H. M. SPOFFORD,

"Of Counsel"—

they, the said Wells, Anderson, Kenner, and Casanave, acting as said board, expressly refused to permit any democrat, or any person selected by democrats, to be present with said clerks and assistants while they were engaged in the compilation and canvass aforesaid, or to examine into the correctness of the compilation and canvass made by said clerks and assistants as aforesaid.

And that said returning-board, in pursuance of said unlawful combination and conspiracy aforesaid, and for the purpose of concealing the animus of said board and inspiring confidence in the public mind in the integrity of their proceedings, on the 18th day of November, A. D. 1876, adopted and passed a preamble and resolution, as follows :

"Whereas this board has learned with satisfaction that distinguished gentlemen of national reputation, from other States, some at the request of the President of the United States and some at the request of the national executive committee of the democratic party, are present in this city, with the view to witness the proceedings of this board in canvassing and compiling the returns of the recent election in this State for presidential electors, in order that the public opinion of the country may be satisfied as to the truth of the result and the fairness of the means by which it may have been attained ; and

"Whereas this board recognizes the importance which may attach to the result of their proceedings, and that the public mind should be convinced of its justice by a knowledge of the facts on which it may be based : Therefore,

"Be it resolved, That this board does hereby cordially invite and request five gentlemen from each of the two bodies named, to be selected by themselves respectively, to attend and be present at the meetings of this board while engaged in the discharge of its duties under the law, in canvassing and compiling the returns and ascertaining and declaring the result of said election for presidential electors, in their capacity as private citizens of eminent reputation and high character, and as spectators and witnesses of the proceedings, in that behalf, of this board."

But that said returning-board, being convinced that a compilation and canvass of votes given at said election for presidential electors, made fairly and openly, would result in defeating the object of said conspiracy, and compelling said returning-board to certify that said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross had been at said election duly chosen, elected, and appointed electors by the said State of Louisiana ; and, in pursuance of said unlawful combination and conspiracy, did afterward, to wit, on the 20th day of November, A. D. 1876, adopt and pass the

following rules for the better execution and carrying into effect said combination and conspiracy; that is to say:

(7)

"The returning-officers, if they think it advisable, may go into secret session to consider any motion, argument, or proposition which may be presented to them; any member shall have the right to call for secret session for the above purpose."

(10)

"That the evidence for each contested poll in any parish, when concluded, shall be laid aside until all the evidence is in from all the contested polls in the several parishes where there may be contests, and after the evidence is all in the returning-officers will decide the several contests in secret session; the parties or their attorneys to be allowed to submit briefs or written arguments up to the time fixed for the returning-officers going into secret session, after which no additional argument to be received unless by special consent."

That the proceedings thus directed to be had in secret were protested against by the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross; but said board thereafter proceeded and pretended to complete their duties as such returning-board; and did perform, execute, and carry out the most important duties devolving upon said board in secret, with closed doors, and in the absence of any member of their board belonging to the democratic party or any person whatever not a member of said board not belonging to the republican party.

That the said Wells, Anderson, Kenner, and Casanave, acting as said returning-board, while engaged in the compilation and canvass aforesaid, were applied to to permit the United States supervisors of election, duly appointed and qualified as such, to be present at and witness such compilation or canvass.

That application was made to said returning-board in that behalf, as follows:

"To the president and members of the returning-board of the State of Louisiana:

"GENTLEMEN: The undersigned, of counsel for United States supervisors of election, duly appointed and qualified as such, do hereby except, protest, and object to any ruling made this 20th day of November, 1876, or that hereafter may be made, whereby they are deprived of the right of being present during the entire canvass and compilation of the results of the election lately held in the State of Louisiana, wherein electors for President and Vice-President and members of the Forty-fifth Congress were balloted for, and the result of which said board are now canvassing.

"That under the fifth section of the United States act of February 28, 1871, they are to be and remain where the ballot-boxes are kept, at all times after the polls are open until each and every vote cast at said time and place shall be counted, and the canvass of all votes polled to be wholly completed, and the proper and requisite certificate or returns made, whether said certificate or returns be required under any law of the United States, or any State, territorial, or municipal law.

"That under said law of the United States, District Attorney J. R. Beckwith, under date of October 30, 1872, gave his written official opinion for the instruction and guidance of persons holding the office now held by protestants, wherein said United States district attorney said:

"It cannot be doubted that the duty of the supervisors extends to the inspection of the entire election from its commencement until the decision of its result. If the United States statutes were less explicit there still could be no doubt of the duty and authority of the supervisors to inspect and canvass every vote cast for each and every candidate, State, parochial, and Federal, as the law of the State neither provides nor allows any separation of the election for Representatives in Congress, &c., from the election of State and parish officers. The election is in law a single election, and the power of inspection vested in law in the supervisors appointed by the court extends to the entire election, a full knowledge of which may well become necessary to defeat fraud."

"In which opinion the attorney-general of the State of Louisiana coincided. Whereupon protestants claim admittance to all sessions of the returning-board, and protest against their exclusion as unwarranted by law, as informed by their attorneys has been done and is contemplated to be done hereafter in said proceedings of said board.

"F. C. ZACHARIE,
"E. A. BURKE,
"CHAS. CAVANAC,
"FRANK MCGLOIN,
"J. R. A. GAUTHREAU.
"H. C. BROWN,
"*Of Counsel.*"

But that said Wells, Anderson, Kenner, and Casanave, acting as such returning-board, in further pursuance and execution of said unlawful combination and conspiracy, then and there refused to permit said United States commissioners of election

to be present for the purpose aforesaid, but proceeded in their absence to the pretended compilation and canvass aforesaid.

That the said returning-board, while in session as aforesaid, for the purpose aforesaid, to wit, on the 20th day of November, 1876, adopted the following rule to govern their proceedings; that is to say:

(9)

"No *ex parte* affidavits or statements shall be received in evidence, except as a basis to show that such fraud, intimidation, or other illegal practice had at some poll requires investigation; but the returns and affidavits authorized by law, made by officers of election, or in verification of statements as required by law, shall be received in evidence as *prima facie*."

But that said board subsequently, while sitting as aforesaid, for the purposes aforesaid, having become convinced that they could not, upon other than *ex parte* testimony, so manipulate the said compilation and canvass as to declare that said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion were elected electors at said election, and in further pursuance of said unlawful combination and conspiracy did subsequently modify said rule, and declare and decide that, as such returning-board, they would receive *ex parte* affidavits, under which last decision of said board over two hundred pages of *ex parte* testimony was received by said board in favor of said Kellogg and others; and afterward when the said McEnery and others offered *ex parte* evidence to contradict the *ex parte* evidence aforesaid, the said returning-board reversed its last decision, and refused to receive *ex parte* affidavits in contradiction as aforesaid.

And that in pursuance of said unlawful combination and conspiracy the said returning-board, in violation of a law of said State, approved November 20, 1872, neglected and refused to compile and canvass the statement of votes made by the commissioners of election which were before them according to law for canvass and compilation as aforesaid in regard to the election of presidential electors, but that said board did, in pursuance and further execution of said combination and conspiracy, canvass and compile only the consolidated statements and returns made to them by the supervisors of registration of the several parishes of said State.

And that said returning-board, in pursuance and further execution of said unlawful combination and conspiracy, did knowingly, willfully, and fraudulently refuse to compile and canvass the votes given for electors at said election in more than twenty parishes of said State, as was shown and appeared by and upon the consolidated statement and return made to them by said supervisors of said parishes.

And that said returning-board did, in said canvass and compilation, count and estimate, as a foundation for their determination in the premises, hundreds of votes which had not been returned and certified to them either by the commissioners of election in said State or by the supervisors of registration in said State, they, the said members of said board, then and there well knowing that they had no right or authority to estimate the same for the purpose aforesaid.

And that said returning-board, in further pursuance and execution of said unlawful combination and conspiracy, knowingly, willfully, falsely, and fraudulently did make a certificate and return to the secretary of state that said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion had received majorities of all the legal votes cast at said election of November 7, 1876, for presidential electors, they then and there well knowing that the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross had received majorities of all the votes cast at said election for presidential electors, and were duly elected as the presidential electors of said State.

And that the said returning-board, in making said statement, certificate, and return to the secretary of state, were not deceived or mistaken in the premises, but knowingly, willfully, and fraudulently made what they well knew when they made it was a false and fraudulent statement, certificate, and return; and that the said false and fraudulent statement, certificate, and return, made by said returning-board to the secretary of state in that behalf, was made by the members of said returning-board in pursuance and execution of, and only in pursuance and execution of, said unlawful combination and conspiracy.

And that said returning-board, while in session as aforesaid for the purpose aforesaid, in further pursuance and execution of said unlawful combination and conspiracy, did alter, change, and forge, or cause to be altered, changed, and forged, the consolidated statement and return of the supervisor of registration for the parish of Vernon, in said State, in the manner following, to wit: The said consolidated statement, as made and returned to said board, showed that of the legal votes given in said parish for electors at said election of November 7, 1876, said McEnery received 647, said Wickliffe received 647, said St. Martin received 647, said Poché received 647, said De Blanc received 647, said Seay received 647, said Cobb received 647, said Cross received 647; and that said Kellogg received none, said Burch received none, said Joseph received 2, said Brewster received 2, said Marks received 2, said Levissee received 2, said Joffrion received 2, said Sheldon received 2; and said board altered, changed, and forged, or caused to be altered,

changed, and forged, said consolidated statement so as to make the same falsely and fraudulently show that the said McEnery received 469, said Wickliffe received 469, said St. Martin received 469, said Poché received 469, said De Blanc received 469, said Seay received 469, said Cobb received 469, said Cross received 469; and that said Kellogg received 178, said Burch received 178, said Joseph received 178, said Sheldon received 180, said Marks received 180, said Levissee received 180, said Brewster received 180, said Joffrion received 180; and that said returning-board while in session as aforesaid for the purpose aforesaid, to pretend to justify the alteration and forgery of said consolidated statement, procured and pretended to act upon three forged affidavits, purporting to have been made and sworn to by Samuel Carter, Thomas Brown, and Samuel Collins, they, the said members of said returning-board, then and there, well knowing that said pretended affidavits were false and forged, and that no such persons were in existence as purported to make said affidavits. And that said members of said returning-board, acting as said board, in pursuance and execution of said unlawful combination and conspiracy, did, in their pretended canvass and compilation of the legal votes given at said election on the 7th day of November, A. D. 1876, for presidential electors in said State of Louisiana, as shown to them by the statements, papers, and returns made according to law by the commissioners of election presiding over and conducting said election at the several polls and voting-places in said State, all of which votes were legally cast by legal voters in said State at said election, knowingly, willfully, and fraudulently, and without any authority of law whatever, excluded and refused to count and estimate or compile or canvass votes given at said election for electors, as follows, which papers, statements, and returns were before them, and which it was their duty by law to compile and canvass, that is to say: for said John McEnery, 10,200; for said R. C. Wickliffe, 10,293; for said L. St. Martin, 10,291; for said F. P. Poché, 10,280; for said A. De Blanc, 10,289; for said W. A. Seay, 10,291; for said R. A. Cobb, 10,261 for said K. A. Cross, 10,298; they, the said members of said returning-board, then and there, well knowing that all of said votes which they neglected and refused to canvass and compile had been duly and legally cast at said election for presidential electors by legal voters of said State; and then and there, well knowing that had they considered, estimated, and counted, compiled, and canvassed said votes as they then and there well knew it was their duty to do, it would have appeared, and they would have been compelled to certify and return to the secretary of state, that said Kellogg had not been duly elected or appointed an elector for said State; but that at said election the said McEnery, the said Wickliffe, the said St. Martin, the said Poché, the said De Blanc, the said Seay, the said Cobb, and the said Cross had been duly elected and appointed presidential electors in said State.

And that by false, fraudulent, willful, and corrupt acts and omissions to act by said returning-board as aforesaid in the matter aforesaid, and by said nonfeasance, misfeasance, and malfeasance of said returning-board, as hereinbefore mentioned, the said returning-board made to the secretary of state of said State the statement, certificate, and return upon which the said Kellogg, as *de facto* governor of said State, pretended to make his said false certificate, certifying that himself and others had been duly appointed electors for said State, as hereinbefore mentioned; and that said statement, certificate, and return made by said returning-board, and that the said certificate made by the said Kellogg as *de facto* governor, each, every, and all were made in pursuance and execution of said unlawful and criminal combination and conspiracy, as was well known to and intended by each and every of the members of said returning-board when they made their said false statement, certificate, and return to the secretary of state of said State, and by the said Kellogg when, as governor *de facto* of said State, he made his said false certificate hereinbefore mentioned.

III.

We further offer to prove—

That Oscar Joffrion was on the 7th day of November, A. D. 1876, supervisor of registration of the parish of Point Coupee, and that he acted and officiated as such supervisor of registration for said parish at the said election for presidential electors on that day; and that he is the same person who acted as one of the electors for said State, and on the 6th day of December, A. D. 1876, as an elector cast a vote for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States.

IV.

We further offer to prove—

That on the 7th day of November, A. D. 1876, A. B. Levissee, who was one of the pretended college of electors of the State of Louisiana, and who in said college gave a vote for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States, was at the time of such election a court commissioner of the circuit court of the United States for the district of Louisiana, which is an office of honor, profit, and trust under the Government of the United States.

V.

We further offer to prove—

That on the 7th day of November, A. D. 1876, O. H. Brewster, who was one of the pretended electors in the pretended college of electors of the State of Louisiana, and who in said college gave a vote for Rutherford B. Hayes for President of the United States, and for William A. Wheeler for Vice-President of the United States, was at the time of such election as aforesaid holding an office of honor, profit, and trust under the Government of the United States, to wit, the office of surveyor-general of the land-office for the district of Louisiana.

VI.

We further offer to prove—

That on the 7th day of November, 1876, Morris Marks, one of the pretended electors, who, in said college of electors, cast a vote for Rutherford B. Hayes for President of the United States, and a vote for William A. Wheeler for Vice-President of the United States, was, ever since has been, and now is, holding and exercising the office of district attorney of the fourth judicial district of said State, and receiving the salary by law attached to said office.

VII.

We further offer to prove—

That on the 7th day of November, A. D. 1876, J. Henri Burch, who was one of the pretended electors, who in said pretended electoral college gave a vote for Rutherford B. Hayes for President of the United States, and a vote for William A. Wheeler for Vice-President of the United States, was holding the following offices under the constitution and laws of said State; that is to say: member of the board of control of the State penitentiary, also administrator of deaf and dumb asylum of said State, to both of which offices he had been appointed by the governor, with the advice and consent of the senate of said State, both being offices with salaries fixed by law, and also the office of treasurer of the parish school-board for the parish of East Baton Rouge; and that said Burch, ever since the said 7th day of November, (and prior thereto,) has exercised and still is exercising the functions of all said offices and receiving the emoluments thereof.

VIII.

We further offer to prove the canvass and compilation actually made by said returning-board, showing what parishes and voting-places and polls were compiled and canvassed, and what polls or voting-places were excluded by said returning-board from their canvass and compilation of votes given for presidential electors; and we also offer to show what statements and returns of the commissioners of election and of the supervisors of registration were duly before said returning-board.

IX.

We further offer to prove that a member of said returning-board offered to receive a bribe, in consideration of which the board would certify the election of the Tilden electors.

X.

We offer to prove that the statements and affidavits purporting to have been made and forwarded to said returning-board, in pursuance of the provisions of section 26 of the election-law of 1872, alleging riot, tumult, intimidation, and violence, at or near certain polls, and in certain parishes, were falsely fabricated and forged by certain disreputable persons under the direction and with the knowledge of said returning-board, and that said returning-board, knowing said statements and affidavits to be false and forged, and that none of said statements or affidavits were made in the manner or form required by law, did knowingly, willfully, and fraudulently fail and refuse to canvass or compile more than 10,000 votes lawfully cast, as is shown by the statements of votes of the commissioners of election.

XI.

We further offer to prove—

That said returning-board did willfully and fraudulently pretend to canvass and compile, and did promulgate as having been canvassed and compiled, certain votes for the following-named candidates for electors which were never cast, and which did not appear upon any tally-sheet, statement of votes, or consolidated statement or other return before said board, namely: J. H. Burch, 241; Peter Joseph, 1,362; L. A. Sheldon, 1,364; Morris Marks, 1,334; A. B. Levissee, 829; O. H. Brewster, 776; Oscar Joffrion, 1,364.

The presiding officer having asked for further objections,
Thereupon,

Mr. William A. Wallace, a Senator from the State of Pennsylvania, submitted the following objections to the said decision and report; which were read by the Secretary of the Senate, viz:

The undersigned, Senators and members of the House of Representatives, object to the decision of the electoral commission as to the electoral votes of the State of Louisiana, because—

First. The said decision was made in violation of the law under which said commission acts, in this, that by said act the said commission is required to decide whether any and what votes from such State are the votes provided for by the Constitution of the United States, and how many and what persons were duly appointed electors in said State; yet said commission refused to examine and ascertain who were duly appointed electors in and by the State of Louisiana, and what votes from such State are within the provisions of the Constitution of the United States.

Second. Because the act creating said commission was passed to the end that the commission would hear and examine evidence and honestly decide which electors in any disputed State were fairly and legally chosen; whereas the said commission refused to hear and consider evidence offered to show that the electors whose votes the said commission has decided shall be counted were not duly chosen, but falsely and fraudulently acted as such electors, as well as the evidence offered to show that the pretended certificates of election of said electors were produced by corruption and were wholly untrue.

Third. Because the said decision is in disregard of truth, justice, and law, and establishes the demoralizing and ominous doctrine that fraud, forgery, bribery, and perjury can lawfully be used as a means to make a President of the United States against the well-known or easily-ascertained will of the people and of the States.

JNO. W. JOHNSTON,
WM. A. WALLACE,
J. E. BAILEY,
GEO. R. DENNIS,
FRANCIS KERNAN,
JAMES K. KELLY,
ELI SAULSBURY,

Senators.

JAMES H. HOPKINS,
ANDREW R. BOONE,
CHAS. B. ROBERTS,
THOS. S. ASHE,
H. D. MONEY,
HIESTER CLYMER,

Representatives.

The presiding officer having asked for further objections, Thereupon,

Mr. Alexander G. Cochrane, a Representative from the State of Pennsylvania, submitted the following objections to the said decision and report; which was read by the Clerk of the House, viz:

The undersigned, Senators and Representatives, do object to the counting of the votes as recommended by eight members of the joint commission, and do protest against counting the electoral vote of the State of Louisiana, for the reasons following, to wit:

First. It was not denied before the commission that the Tilden electors received a large majority of the votes cast.

Second. It was not denied before the commission that Wells and his associates, who styled themselves a returning-board, were guilty of gross fraud; that their certificate given to the Hayes electors was false and fraudulent, and that their action in canvassing the votes was in violation of the constitution and laws of the State of Louisiana.

Third. The action of the eight members of said joint commission in declining to hear evidence of the above and other facts was a violation of the letter and spirit of the act under which said commission was created and of the spirit of the Constitution of the United States.

R. E. WITHERS,
JOHN W. JOHNSTON,
GEORGE R. DENNIS,
HENRY COOPER,
S. B. MAXEY,

Senators.

M. I. SOUTHARD,
ALEXANDER G. COCHRANE,
JOHN H. CALDWELL,
JAMES SHEAKLEY,
A. H. BUCKNER,
WM. MUTCHLER,
BENJAMIN WILSON,

Representative.

The presiding officer having asked for further objection, and none being presented,

The Senate thereupon, at 12 o'clock and 55 minutes p. m., withdrew to their chamber.

The House thereupon resumed its session.

The Speaker announced the commencement of the session of Monday, February 19, 1877, and directed the journal of Saturday's proceedings to be read.

The same having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Atkins: The petition of T. R. Wingo and other citizens of Tennessee, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Fort: The petition of Joseph H. Brown and 163 other citizens of Minauk, Woodford County, Illinois, for the repeal of the bank tax laws, to the Committee of Ways and Means.

By Mr. Hardenbergh: Twelve petitions, signed respectively by the officers of the American Society of Civil Engineers; of Oberlin College, Ohio; of the University of Wisconsin; of the School of Mines of Columbia College; of the Lyceum of Natural History; of the American Iron and Steel Association; of the Stevens Institute of Technology; of the American Institute of Mining Engineers; of the Rensselaer Polytechnic Institute; of the Massachusetts Institute of Technology, and of Cornell University, that an appropriation be granted to the United States board appointed to test iron, steel, and other metals, to be expended in carrying out the investigations of the board, to the Committee on Appropriations.

By Mr. Hoskins: The petition of fifty citizens of Haverstraw, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Milliken: The petition of Chives & Osborne, for compensation for tobacco taken by the United States Army, to the Committee on War-Claims.

By Mr. Waddell: The petition of citizens of North Carolina, for cheap telegraphy;

By Mr. John W. Wallace: The petition of M. L. Armstrong, John A. Gibb, and other citizens of Beaver County, Pennsylvania, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Willard: Four petitions, signed respectively by Annabella L. Townsend and 151 other citizens of Pennsylvania; J. H. Rogers and 84 other citizens of Wyoming County, New York; J. H. Porter and 21 other citizens of Essex County, New Jersey, and H. Gertrude Baldwin and 47 other citizens of Orange, New Jersey, against licensing prostitution in the District of Columbia, to the Committee for the District of Columbia.

By Mr. Alpheus S. Williams: The petition of Samuel Lewis and other citizens of Detroit, Michigan, for the repeal of the bank-tax laws;

By Mr. Charles G. Williams: Two petitions, one signed by W. C. Tillson and 30 other citizens of Cheboygan County, Michigan, the other by J. A. Trent and 31 other citizens of Sharon, Wisconsin, of similar import;

to the Committee of Ways and Means.

By Mr. William B. Williams: The petition of forty-two citizens of

Ottawa County, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Mr. Fernando Wood, at 1 o'clock and 10 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to morrow, February 20, 1877.

And the question being put,

It was decided in the affirmative, { Yeas 140
Nays 130
Not voting 20

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. E. John Ellis	Mr. George M. Landers	Mr. John G. Schumaker
John D. C. Atkins	Charles J. Faulkner	Lafayette Laue	James Sheakley
John C. Bagby	William H. Felton	William M. Levy	Otho R. Singleton
Henry B. Banning	David Dudley Field	Burwell B. Lewis	William F. Slemmons
George M. Beebe	William H. Forney	John K. Luttrell	William E. Smith
Richard P. Bland	Benjamin J. Franklin	William P. Lynde	Milton I. Southard
Archibald M. Bliss	Bononi S. Fuller	L. A. Mackey	William A. J. Sparks
James H. Blount	Lucien C. Gause	Levi Maish	William M. Springer
Andrew R. Boone	Randall L. Gibson	William McFarland	William H. Stantec
Taul Bradford	John M. Glover	John A. McMahon	William S. Stenger
John M. Bright	John Goode, jr.	Henry B. Metcalfe	William H. Stone
Aylett H. Buckner	Thomas M. Gunter	Charles W. Milliken	Thomas Swann
George C. Cabell	Andrew H. Hamilton	Roger Q. Mills	Frederick H. Teese
John H. Caldwell	Robert Hamilton	Hernando D. Money	William Terry
William P. Caldwell	Aug. A. Hardenbergh	William R. Morrison	Charles P. Thompson
Milton A. Candler	Henry R. Harris	William Mutchler	Philip F. Thomas
George W. Cate	John T. Harris	Jeptha D. New	J. W. Throckmorton
Bernard G. Caulfield	Carter H. Harrison	William J. O'Brien	John R. Tucker
Chester W. Chapin	Julian Hartridge	John F. Phillips	Jacob Turney
John B. Clarke	William Hartzell	William A. Piper	John L. Vance
John B. Clark, jr.	Ell J. Henkle	Earley F. Poppleton	Robert B. Vance
Hieator Clymer	Abram S. Hewitt	David Rea	Alfred M. Waddell
Alex. G. Cochran	Goldsmith W. Hewitt	John H. Reagan	Ansel T. Walling
Francis D. Collins	Benjamin H. Hill	John Reilly	William Walsh
Philip Cook	William S. Holman	James B. Reilly	Elijah Ward
Jacob P. Cowan	Charles E. Hooker	Americus V. Rice	William W. Warren
Samuel S. Cox	John F. House	Haywood Y. Riddle	Henry Watterson
David B. Culberson	Andrew Humphreys	John Robbins	W. C. Whitthorne
Joseph J. Davis	Eppa Hunton	William M. Robbins	Peter D. Wigginton
Rezin A. DeBolt	Frank H. Hurd	Charles B. Roberts	Scott Wike
George G. Dibrell	George A. Jenks	Miles Ross	Alpheus S. Williams
Milton J. Durham	Thomas L. Jones	John S. Savage	Jere N. Williams
John R. Eden	J. Proctor Knott	Milton Saylor	Benjamin Wilson
Albert G. Egbert	Lucius Q. C. Lamar	Alfred M. Scales	Fernando Wood
	Franklin Landers	Gustavo Schloicher	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. William Lawrence	Mr. C. H. Sinnickson
Lucien L. Ainsworth	James L. Evans	E. W. Leavenworth	Robert Smalls
William B. Anderson	Jesse J. Finley	J. V. Le Moyné	A. Herr Smith
George A. Bagley	Edwin Flye	John R. Lynch	Horace B. Strait
John H. Bagley, jr.	Greenbury L. Fort	Henry S. Magoon	Adlai E. Stevenson
John H. Baker	Charles Foster	George W. McCrary	William H. H. Stove
William H. Baker	Chapman Freeman	James W. McDill	John K. Tarbox
Lattimer W. Ballou	William P. Frye	Samuel F. Miller	Jacob M. Thornber
Nathaniel P. Banks	John R. Goodin	James Monroe	Martin I. Townsend
James B. Belford	Eugene Halo	Charles H. Morgan	Washington Townsend
Samuel N. Bell	Jere Haralson	Charles E. Nash	John Q. Tufts
Henry W. Blair	Benjamin W. Harris	Lawrence T. Neal	Nelson H. Van Vorst
Nathan B. Bradley	Robert A. Hatcher	Nelson I. Norton	John T. Wait
William R. Brown	Henry H. Hathorn	Addison Oliver	Henry Waldron
Horatio C. Burchard	William S. Haymond	Charles O'Neill	Alexander S. Wallis
John H. Burleigh	Charles Hays	John B. Packer	John W. Wallace
Charles W. Buttz	George W. Hendee	Horace F. Page	Levi Warner
Alexander Campbell	Thomas J. Henderson	James Phelps	Erastus Wells
Joseph G. Cannon	Solomon L. Hoge	William A. Phillips	G. Wiley Wells
Nathan T. Carr	James H. Hopkins	Henry L. Pierce	John D. White
Thomas J. Cason	George G. Hoskins	Harris M. Plaisted	Richard H. Whitin
Lucien B. Caswell	Jay A. Hubbell	Thomas C. Platt	George Willard
Simeon B. Chittenden	Morton C. Hunter	Allen Potter	Andrew Williams
Omar D. Conger	Stephen A. Hurlbut	Joseph Powell	Charles G. Williams
William W. Crapo	John A. Hyman	Henry O. Pratt	William B. Williams
Lorenzo Crounse	Frank Jones	William J. Purman	Benjamin A. Wil
Augustus W. Cutler	Charles H. Joyce	Joseph H. Rainey	William W. Wilshire
Lorenzo Danford	John A. Kasson	Milton S. Robinson	James Wilson
Chester B. Darrall	Edward C. Kehr	Sobieski Ross	Alan Wood, jr.
John M. Davy	William D. Kelley	Jermiah M. Rusk	William Woodburn
Dudley C. Denison	Alanson M. Kimbal	Ezekiel S. Sampson	L. D. Woodworth
Samuel A. Dobbins	William S. King	Julius H. Seelye	Jesse J. Yeates
Mark H. Dunnell	Elbridge G. Lapham		

Those not voting are—

Mr. Josiah G. Abbott	Mr. George H. Durand	Mr. C. D. MacDougall	Mr. Charles C. B. Walker
Lyman K. Bass	James A. Garfield	Edwin R. Meade	Gilbert C. Walker
Jos. C. S. Blackburn	John Hancock	N. Holmes Odell	William A. Wheeler
Samuel D. Burchard	George F. Hoar	Henry B. Payne	John O. Whitehouse
Beverly B. Douglas	Scott Lord	Alex. H. Stephens	James Williams.

So the motion was agreed to.

And the House accordingly, at 1 o'clock and 30 minutes p. m., took a recess until to-morrow, February 20, at 10 o'clock a. m.

AFTER THE RECESS.

(Tuesday, February 20, 1877—10 o'clock a. m.)

Mr. Walling moved that the House take a further recess until 10 minutes of 12 o'clock m.

Pending which,

Mr. James Wilson moved a call of the House; which motion was agreed to.

The roll having been called, the following-named members failed to answer to their names, viz :

Messrs. Charles H. Adams, George A. Bagley, John H. Bagley, jr., William H. Baker, Lyman K. Bass, James B. Belford, Samuel N. Bell, Joseph C. S. Blackburn, Richard P. Bland, Archibald M. Bliss, James H. Blount, John M. Bright, John Young Brown, William R. Brown, John H. Burleigh, Charles W. Buttz, George C. Cabell, Milton A. Candler, Thomas J. Cason, Lucien B. Caswell, George W. Cate, Bernard G. Caulfield, John B. Clarke, Alexander G. Cochrane, Philip Cook, John M. Davy, Beverly B. Douglas, George H. Durand, E. John Ellis, Charles J. Faulkner, William H. Felton, Jesse J. Finley, Edwin Flye, Benjamin J. Franklin, Chapman Freeman, William P. Frye, Benoni S. Fuller, John M. Glover, John Goode, jr., John R. Goodin, Andrew H. Hamilton, Robert Hamilton, Jere Haralson, Benjamin W. Harris, Henry R. Harris, Carter H. Harrison, William S. Haymond, Charles Hays, Abram S. Hewitt, Solomon L. Hoge, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Morton C. Hunter, George A. Jenks, Frank Jones, Thomas L. Jones, John A. Kasson, Lucius Q. C. Lamar, George M. Landers, Lafayette Lane, William Lawrence, Elias W. Leavenworth, Burwell B. Lewis, Scott Lord, John K. Luttrell, John R. Lynch, William P. Lynde, L. A. Mackey, Henry S. Magoon, Levi Maish, Clinton D. MacDougall, William McFarland, Edwin R. Meade, Henry B. Metcalfe, Samuel F. Miller, Charles W. Milliken, Roger Q. Miles, Hernando D. Money, Charles H. Morgan, William Mutchler, Charles E. Nash, N. Holmes Odell, James Phelps, John F. Phillips, William A. Phillips, Harris M. Plaisted, Thomas C. Platt, Earley F. Poppleton, Joseph Powell, William J. Purman, Joseph H. Rainey, David Rea, John Robbins, William M. Robbins, Sobieski Ross, Gustave Schleicher, John G. Schumaker, Clement H. Sinnickson, Robert Smalls, A. Herr Smith, William E. Smith, William A. J. Sparks, William S. Stenger, Alexander H. Stephens, William H. Stone, Thomas Swann, Philip F. Thomas, Jacob M. Thornburgh, Jacob Turney, Gilbert C. Walker, Alexander S. Wallace, Elijah Ward, Levi Warner, Erastus Wells, G. Wiley Wells, William A. Wheeler, John D. White, John O. Whitehouse, Richard H. Whiting, Washington C. Whitthorne, Peter D. Wigginton, Benjamin A. Willis, William W. Wilshire, Benjamin Wilson, Laurin D. Woodworth, Jesse J. Yeates, Casey Young.

And then, a quorum being present,

On motion of Mr. Holman, all further proceedings under the call were dispensed with.

A message from the Senate, by Mr. Gorham, their Secretary:

Mr. Speaker : I am instructed by the Senate to inform the House of Representatives that the Senate have adopted the following resolution, viz :

Resolved, That the decision of the commission upon the electoral vote of the State of Louisiana stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Senate instructs me further to notify the House of Representatives that the Senate is now ready to meet the House to proceed with the counting of the electoral votes for President and Vice-President.

Mr. Gibson submitted the following resolution, viz :

Ordered, That the votes purporting to be electoral votes for President and Vice-President which were given by William P. Kellogg, J. Henri Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Lavissee, Orlando H. Brewster, and Oscar Joffrion, claiming to be electors for the State of Louisiana, be not counted.

Pending which,

Mr. Hurlbut moved to amend by striking out the word "not."

After debate,

The hour of 12 o'clock m. (Tuesday, February 20) having arrived, the Speaker announced the commencement of a new legislative day, and directed the journal of yesterday's proceedings to be read.

The same having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the legislative assembly of Dakota Territory, that settlers upon the public lands set apart for Sioux Indians by executive proclamations of January 11, 1875, and May 20, 1875, be re-imburshed for their improvements made thereon, to the Committee on the Public Lands.

Also, resolutions of the Importers' and Grocers' Board of Trade of New York, indorsing the bill to provide remedies for overcharge of duties on tonnage and imports, to the Committee of Ways and Means.

Also, the petition of citizens of Rose Hill, Nebraska, for cheap telegraphy ;

Also, the petition of citizens of Kansas, of similar import ;

By Mr. Bland : A paper relating to the establishment of a post-route from Cuba, Crawford County, to Vienna, Maries County, Missouri ;

By Mr. Horatio C. Burchard : Two petitions from citizens of Illinois for cheap telegraphy ;

By Mr. Finley : A paper relating to the establishment of a post-route from Orlando, Orange County, to Barton, Polk County, Florida ; to the Committee on the Post-Office and Post-Roads.

By Mr. Hancock : The petition of H. C. Wood, M. D., of Philadelphia ; J. M. Toner, M. D., of Washington, and J. R. Chadwick, M. D., of Boston, to have printed the subject-catalogue of the National Medical Library, to the Committee on Printing.

By John T. Harris : The petition of citizens of Augusta County, Virginia, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Henkle : The petition of W. E. Wysham, of Maryland, for the removal of his political disabilities, to the Committee on the Judiciary.

By Mr. Hoskins : The petition of sixty-eight citizens of Waverly, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Humphreys: The petition of citizens of Indiana, for cheap telegraphy;

By Mr. Hunter: The petition of citizens of Woodey's Corner, Parke County, Indiana, of similar import;

to the Committee on the Post Office and Post-Roads.

By Mr. Leavenworth: The petition of R. G. Wynkoff and 32 other citizens of Onondaga County, New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Magoon: Joint resolution of the legislature of Wisconsin, favoring the repeal of the act demonetizing silver and the passage of a law for the coinage of the old standard silver dollar, and making it a legal tender, to the Committee on Coinage, Weights, and Measures.

By Mr. O'Neill: Remonstrance of owners and agents of steamships, against the passage of the bill (S. 1056) concerning commerce and navigation, to the Committee on Commerce.

By Mr. Packer: Three petitions, signed respectively by W. O. Hickok, John E. Patterson, A. Boyd Hamilton, and 49 others; James S. Stewart and 49 others, and Dougherty Brothers & Coy and 45 others, all citizens of Harrisburgh, Pennsylvania, for an appropriation of \$100,000 to be expended in the erection of a new post-office building in that city, to the Committee on Appropriations.

By Mr. William A. Phillips: The petition of citizens of Kansas, for cheap telegraphy;

By Mr. William E. Smith: Two petitions for post-routes, one from citizens of Calhoun County, Georgia, for a route from Arlington, Calhoun County, to Keyton; the other from citizens of Miller County, Georgia, for a route from Colquitt to Horn's Cross-Roads;

to the Committee on the Post-Office and Post-Roads.

By Mr. Robert B. Vance: Papers relating to the petition of Elizabeth Sherrill, for a pension, to the Committee on Revolutionary Pensions.

By Mr. Waldron: The petition of Margaret Colburn and others, of Ypsilanti, Michigan, that pensioners be paid from the date of their discharge, and that the limitation of the statute as to applications for pensions be removed, to the Committee on Invalid Pensions.

By Mr. Alpheus S. Williams: Resolutions of the Board of Trade of Detroit, Michigan, favoring the erection of a light-house and fog-signal upon Stannard Rock, Lake Superior, to the Committee on Commerce.

The House resumed the consideration of the resolution submitted by Mr. Gibson.

After further debate thereon,

Mr. Hurlbut withdrew his amendment.

Mr. Gibson demanded the previous question; which was seconded and the main question ordered;

And being put, viz:

Will the House agree to the said resolution?

It was decided in the affirmative { Yeas 173
Nays 99
Not voting 18

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Lucien L. Ainsworth
William B. Anderson
Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
George M. Beebe

Mr. Samuel N. Bell
Jos. C. S. Blackburn
Richard P. Bland
Arohibald M. Bliss
James H. Blount
Andrew R. Boone
Taul Bradford
John M. Bright
John Young Brown

Mr. Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell
Alexander Campbell
Milton A. Candler
Nathan T. Carr
George W. Cate

Mr. Chester W. Chapin
John B. Clarke
John B. Clark, jr.
Hiester Clymer
Alex. G. Cochran
Francis D. Collins
Philip Cook
Jacob P. Cowan
Samuel S. Cox

Mr. David B. Culberson	Mr. Benjamin H. Hill	Mr. Jephtha D. New	Mr. William H. Stone
Augustus W. Cutler	William S. Holman	William J. O'Brien	Thomas Swann
Joseph J. Davis	Charles E. Hooker	N. Holmes Odell	John K. Tarbox
Rezin A. DeBolt	James H. Hopkins	Henry B. Payne	Frederick H. Tzee
George G. Dibrell	John F. House	James Phelps	William Terry
Milton J. Durham	Andrew Humphreys	John F. Phillips	Charles F. Thompson
John R. Eden	Appa Hunton	Henry L. Pierce	Philip F. Thomas
Albert G. Egbert	Frank H. Hurd	William A. Piper	J. W. Throckmorton
E. John Ellis	George A. Jenks	Earley F. Poppleton	John R. Tucker
Charles J. Faulkner	Thomas L. Jones	Joseph Powell	Jacob Turney
William H. Felton	Edward C. Kehr	David Rea	John L. Vance
David Dudley Field	J. Proctor Knott	John H. Reagan	Robert B. Vance
Jesse J. Finley	Lucius Q. C. Lamar	John Reilly	Alfred M. Waddell
William H. Forney	Franklin Landers	James B. Reilly	Charles C. B. Walker
Benjamin J. Franklin	George M. Landers	Americus V. Rice	Gilbert C. Walker
Benoni S. Fuller	Lafayette Lane	Haywood T. Riddle	Ansel T. Walling
Lucien C. Gause	J. V. Le Moynes	William M. Robbins	William Walsh
Randall L. Gibson	William M. Levy	Charles B. Roberts	Kiljah Ward
John M. Glover	Burwell B. Lewis	Miles Ross	Levi Warner
John R. Goodin	John K. Luttrell	John S. Savage	William W. Warren
Thomas M. Gunter	William P. Lynde	Milton Saylor	Henry Watterson
Andrew H. Hamilton	L. A. Mackey	Alfred M. Scales	Erastus Wells
Robert Hamilton	Levi Malish	Gustave Schleicher	W. C. Whitthorne
John Hancock	William McFarland	John G. Schumaker	Peter D. Wigginton
Aug. A. Hardenbergh	John A. McMahon	Julius H. Seelye	Scott Wike
Henry R. Harris	Edwin R. Meade	Otho R. Singleton	Alpheus S. Williams
John T. Harris	Henry B. Metcalfe	William F. Slemmons	James Williams
Carter H. Harrison	Charles W. Milliken	William E. Smith	Jere N. Williams
Julian Hartridge	Roger Q. Mills	Milton I. Southard	Benjamin A. Willis
William Hartzell	Hernando D. Money	William A. J. Sparks	William W. Wilson
Robert A. Hatcher	Charles H. Morgan	William M. Springer	Benjamin Wilson
William S. Haymond	William R. Morrison	William H. Stanton	Fernando Wood
Eli J. Henkle	William Mutchler	William S. Stenger	Jesse J. Yeates
Abram S. Hewitt	Lawrence T. Neal	Adlai E. Stevenson	Casey Young
Goldsmith W. Hewitt			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. Elbridge G. Lapham	Mr. Robert Smalls
George A. Bagley	Greenbury L. Fort	William Lawrence	A. Herr Smith
John H. Baker	Charles Foster	E. W. Leavenworth	Horace B. Strait
William H. Baker	Chapman Freeman	John R. Lynch	William H. H. Stowe
Latimer W. Ballou	William P. Frye	Henry S. Magoon	Jacob M. Thornburgh
Nathaniel P. Banks	James A. Garfield	George W. McCrary	Martin I. Townsend
James B. Belford	Eugene Hale	James W. McMill	Washington Townsend
Henry W. Blair	Jere Haralson	Samuel F. Miller	John Q. Tufts
Nathan B. Bradley	Benjamin W. Harris	James Monroe	Nelson H. Van Vorst
William R. Brown	Henry H. Hathorn	Charles E. Nash	John T. Wait
Horatio C. Burchard	Charles Hays	Nelson I. Norton	Henry Waldron
Joseph G. Cannon	George W. Hendee	Addison Oliver	Alexander S. Wallace
Thomas J. Cason	Thomas J. Henderson	Charles O'Neill	John W. Wallace
Lucien B. Caswell	George F. Hoar	John B. Packer	G. Wiley Wells
Omar D. Conger	Solomon L. Hoge	Horace F. Page	John D. White
William W. Crope	George G. Hoskins	William A. Phillips	Richard H. Whiting
Lorenzo Crouse	Jay A. Hubbell	Harris M. Plaisted	George Willard
Lorenzo Danford	Morton C. Hunter	Thomas C. Platt	Andrew Williams
Chester B. Darrall	Stephen A. Hurlbut	Allen Potter	Charles G. Williams
John M. Davy	John A. Hyman	Henry O. Pratt	William B. Williams
Dudley C. Denton	Charles H. Joyce	Milton S. Robinson	James Wilson
Samuel A. Dobbins	John A. Kasson	Sobieski Ross	Alan Wood, Jr.
Mark H. Dunnell	William D. Kelley	Jeremiah M. Rusk	William Woodburn
Benjamin T. Eames	Alanson M. Kimball	Ezekiel S. Sampson	L. D. Woodworth
James L. Evans	William S. King	C. H. Sinnickson	

Those not voting are—

Mr. Lyman K. Bass	Mr. Beverly B. Douglas	Mr. C. D. MacDougall	Mr. James Sheakley
John H. Burleigh	George H. Durand	William J. Purman	Alex. H. Stephens
Charles W. Buttz	John Goode, Jr.	Joseph H. Rainey	William A. Wheeler
Bernard G. Canfield	Frank Jones	John Robbins	John O. Whitehouse
Simoon B. Chittenden	Scott Lord		

So the resolution submitted by Mr. Gibson was agreed to.

On motion of Mr. Gibson,

Ordered, That the Clerk inform the Senate of the action of this House, and that the House is now ready to meet the Senate in this hall to proceed with the counting of the electoral votes for President and Vice-President.

The Senate, at 1 o'clock and 40 minutes p. m., (February 20,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and

regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further announced that the two houses separately have considered and determined the objections submitted to the decision of the commission upon the certificates from the State of Louisiana.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the decision of the commission upon the electoral vote of the State of Louisiana stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the votes purporting to be electoral votes for President and Vice-President which were given by William P. Kellogg, J. Henri Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Levissee, Orlando H. Brewster, and Oscar Joffrion, claiming to be electors for the State of Louisiana, be not counted.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the decision of the Electoral Commission will stand unreversed, and the counting of the electoral votes for President and Vice-President will now proceed in conformity with said decision.

The tellers thereupon announced that the State of Louisiana casts 8 votes for Rutherford B. Hayes, of Ohio, for President, and 8 votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Maine, Maryland, and Massachusetts were then opened by the presiding officer, handed to and read by the tellers; and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Michigan having been next opened by the presiding officer, handed to and read by the tellers, and the presiding officer having asked for objection thereto,

Thereupon,

Objections in writing were presented as follows, viz:

By Mr. John Randolph Tucker, a Representative from the State of Virginia:

The undersigned, Senators and Representatives, object to the vote of Daniel L. Crossman as an elector for the State of Michigan upon the grounds following, to wit:

That a certain Benton Hanchett, of Saginaw, Michigan, was voted for and certified to have been elected and appointed an elector for the State of Michigan; that the said Benton Hanchett was on the 7th day of November, 1876, the day of the presidential election, and for a long period prior thereto had been, and, up to and after the 6th day of December, 1876, the day on which the electors voted according to law, continued to be, an officer of the United States, and held the office of United States commissioner under and by appointment of the United States court for Michigan, which was an office of trust and profit under the United States; and that as such officer he could not be constitutionally appointed an elector under the Constitution of the United States.

And further, that by the laws of the State of Michigan there is power to fill vacancies in the office of electors under and by virtue of the following statute, and not otherwise:

"The electors of President and Vice-President shall convene at the capital of the State on the first Wednesday of December; and if there shall be any vacancy in the office of an elector, occasioned by death, refusal to act, neglect to attend, by the hour of twelve o'clock at noon of that day, or on account of any two of such electors having received an equal and the same number of votes, the electors present shall proceed to

fill such vacancy by ballot and plurality of votes, and when all the electors shall appear or vacancies shall be filled as above provided, they shall proceed to perform the duties of such electors as required by the Constitution and laws of the United States." (*Compiled Laws of 1871*; compiler's section, 115.)

And the undersigned further state that there was no vacancy in the office of elector for which said Hanchett was voted and to which he was not appointed by reason of the disqualification aforesaid; nor was any vacancy therein occasioned by the death, refusal to act, or neglect to attend of any elector at the hour of twelve o'clock at noon of the 6th day of December, 1876, nor on account of any two electors having an equal vote, nor in any manner provided for by the statute aforesaid. And the undersigned therefore object that the election of Daniel L. Crossman by the electors present at Lansing, the capital of Michigan, on the 6th day of December, 1876, was wholly without authority of law, and was void, and he was not appointed an elector in such manner as the legislature of Michigan directed.

Wherefore they say that said Daniel L. Crossman was not a duly-appointed elector for the State of Michigan, and that his vote as an elector should not be counted.

And the undersigned hereto annex the evidence taken before the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House, to sustain said objection.

T. M. NORWOOD, Georgia,
WILLIAM A. WALLACE, Pennsylvania,
W. H. BARNUM, Connecticut,
FRANK HEREFORD, West Virginia,
Senators.

A. S. WILLIAMS, Michigan,
J. R. TUCKER, Virginia,
JOHN L. VANCE, Ohio,
J. A. McMAHON,
A. V. RICE,
WILLIAM A. J. SPARKS,
JOHN S. SAVAGE,
LEVI MAISH,
FRANK H. HURD,
Representatives.

COMMITTEE ON PRIVILEGES, *January 30, 1877.*

BENTON HANCHETT sworn and examined.

By Mr. TUCKER :

Question. Where is your residence ?—Answer. Saginaw, Michigan.

Q. Were you a candidate for the position of presidential elector in Michigan at the late election ?—A. I was.

Q. On what ticket ?—A. On the republican ticket.

Q. Were you elected ?—A. I was.

Q. Did you vote in the college of electors ?—A. I did not.

Q. Were you present ?—A. No, sir; I was not present.

Q. Did you absent yourself ?—A. I remained away; I did not attend.

Q. For what reason did you remain away ?—A. The facts are these: In the spring of 1863, when I was living at Owassaw, in the county of Shiawassee, Michigan, some statements were made to me in reference to a man living in an adjoining town, who, I think, sold liquor and paid no taxes under the revenue-law. The parties desired me to write to the district attorney, living in Detroit, in reference to the matter. I did so. I received a reply from the district attorney saying that he would have me appointed a commissioner by the United States court, and he inclosed to me instructions what to do in the case. About the same time that I received that I received a letter from the clerk of the court saying that I had been appointed, and, I believe, inclosing the form of oath for me to take as commissioner, and, I believe, I took it and returned it to him. I have no recollection on the subject, but I suppose I did of course. I forwarded instructions to the district attorney in reference to the matter and issued a warrant for the man. He came in and paid it, the matter dropped, and there my services as commissioner ended, to the best of my recollection. It was not an office which I wanted to hold, but I performed that duty. In the fall of 1865, I went from that county to where I now reside, in Saginaw. The matter had entirely passed out of my mind. I have never acted since. Two or three days before the time appointed for the meeting of the electors, my attention was called to the subject in two ways. One was that some person spoke to me and said, "You are a United States commissioner;" and the other was that I had noticed that an objection had been made to one of the electors in New Jersey on that ground. This called my mind to the circumstances which I have related to you, and in order to avoid any doubt that might arise on the subject I determined not to meet with the electors, and did not.

Q. You were, then, duly appointed United States commissioner in 1863, and acted

under the appointment by issuing a warrant against a party. Have you ever resigned it?—A. No, sir; I never made any resignation. I declined to act, and that was all there was to it.

Q. How did you decline to act?—A. Some persons applied to me to do further duties as commissioner, and I stated that I would not act.

Q. And you never resigned your position?—A. I never resigned my position formally.

Q. Then you failed to perform the duties of the office after the particular case mentioned?—A. Yes, sir.

Q. But you never resigned the position?—A. I never resigned the position.

Q. Do you know who was appointed in your place in the college of electors?—A. I know by hearsay.

Q. Who was he?—A. Mr. Daniel L. Crossman, of Williamstown.

By Mr. LAWRENCE:

Q. Did you resign the office of elector?—A. No, sir.

Q. You just failed to attend?—A. I just failed to attend.

The same having been read,

The presiding officer asked for further objections to the certificates from the State of Michigan.

No further objections being presented,

The presiding officer announced that, there being objections to the certificates of the State of Michigan, the Senate would withdraw to their chamber, that the two houses may separately consider and decide upon the said objection.

And thereupon,

The Senate, at 2 o'clock and 25 minutes p. m., withdrew to their chamber.

Whereupon,

The House resumed its session.

Mr. Southard, at 2 o'clock and 30 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 21.)

Mr. Hale made the point of order that the motion was not in order under section 4 of the electoral act approved January 29, 1877.

The Speaker overruled the point of order, on the ground that there was nothing in the said section or act prohibiting the taking of a recess at this time.

The question then recurring on the motion of Mr. Southard,

And being put,

It was decided in the negative,	{	Yeas	57
		Nays	192
		Not voting	41

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. William H. Forney	Mr. Edwin R. Meade	Mr. William E. Smith
Henry B. Banning	Benoni S. Fuller	Charles W. Milliken	Milton I. Southard
Jos. C. S. Blackburn	Andrew H. Hamilton	Hernando D. Money	William A. J. Sparks
Andrew R. Boone	Julian Hartridge	William R. Morrison	William Terry
George C. Cabell	Charles E. Hooker	William Mutchler	Charles P. Thompson
John H. Caldwell	Andrew Humphreys	William J. O'Brien	Philip F. Thomas
William P. Caldwell	Frank H. Hurd	N. Holmes Odell	J. W. Throckmorton
George W. Cate	Thomas L. Jones	John F. Phillips	Jacob Turney
John B. Clarke	J. Proctor Knott	Earley F. Poppleton	John L. Vance
Alex. G. Cochrane	Franklin Landers	Americus V. Rice	Ansel T. Walling
Philip Cook	Lafayette Lane	Miles Ross	William Walsh
Jacob P. Cowan	William M. Levy	Milton Sayler	W. C. Whitthorne
Joseph J. Davis	William P. Lynde	James Sheakley	Peter D. Wigginton
George G. Dibrell	John A. McMahon	William F. Slemons	Benjamin Wilson.
E. John Ellis			

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. John H. Bagley, Jr.	Mr. James B. Belford	Mr. Taul Bradford
Charles H. Adams	John H. Baker	Samuel N. Bell	Nathan B. Bradley
Lucien L. Ainsworth	William H. Baker	Henry W. Blair	John M. Bright
William B. Anderson	Latimer W. Ballou	Richard P. Bland	John Young Brown
John C. Bagby	Nathaniel P. Banks	Archibald M. Bliss	William R. Brown
George A. Bagley	George M. Beebe	James H. Blount	Aylett H. Buckner

Mr. Horatio C. Burchard	Mr. Robert Hamilton	Mr. George W. McCrary	Mr. William M. Springer
Samuel D. Burchard	John Hancock	James W. McDill	Horace B. Strait
John H. Burleigh	Jere Haralson	William McFarland	William S. Stenger
Charles W. Buttz	Aug. A. Hardenbergh	Henry B. Metcalfe	Adlai E. Stevenson
Alexander Campbell	Benjamin W. Harris	Roger Q. Mills	William H. Stone
Milton A. Candler	Henry R. Harris	James Monroe	William H. H. Stone
Joseph G. Cannon	John T. Harris	Charles H. Morgan	Thomas Swann
Nathan T. Carr	Carter H. Harrison	Charles E. Nash	John K. Tarbox
Thomas J. Cason	William Hartzell	Lawrence T. Neal	Frederick H. Teese
Lucien B. Caswell	Robert A. Hatcher	Jepttha D. New	Jacob M. Thornburg
Chester W. Chapin	Henry H. Hathorn	Nelson L. Norton	Martin L. Townsend
Simson B. Chittenden	William S. Haymond	Addison Oliver	Washington Townsend
John B. Clark, jr.	George W. Heywood	Charles O'Neill	John R. Tucker
Hester Clymer	Thomas J. Henderson	John B. Packer	John Q. Tufts
Francis D. Collins	Abram S. Hewitt	Horace F. Page	Nelson H. Van Vorhe
Omar D. Conger	Goldsmith W. Hewitt	Henry B. Payne	Robert B. Vance
William W. Crapo	Benjamin H. Hill	William A. Phillips	Alfred M. Waddell
Lorenzo Crouse	George F. Hoar	Henry L. Pierce	John T. Wait
David B. Culberson	Salomon L. Hoge	William A. Piper	Alexander S. Wallace
Augustus W. Cutler	William S. Holman	Harris M. Plafsted	John W. Wallace
Lorenzo Danford	James H. Hopkins	Thomas C. Platt	Elijah Ward
John M. Davy	George G. Hoskins	Allen Potter	Levi Warner
Rezin A. DeBolt	John F. House	Joseph Powell	William W. Warren
Dudley C. Denison	Jay A. Hubbell	Henry O. Pratt	Henry Watterson
Samuel A. Dobbins	Morton C. Hunter	Joseph H. Rainey	Erastus Wells
Mark H. Dunnell	John A. Hymen	David Rea	G. Wiley Wells
Milton J. Durham	George A. Jenks	John Reilly	John D. White
Benjamin T. Eames	John A. Kasson	James B. Reilly	Richard H. White
James L. Evans	Edward C. Kehr	Haywood Y. Riddle	Scott Wike
Charles J. Faulkner	William D. Kelley	William M. Robbins	George Willard
William H. Felton	Alanson M. Kimball	Milton S. Robinson	Alpheus S. Williams
Jesse J. Finley	William S. King	Sobieski Ross	Charles F. Williams
Edwin Flye	Lucius Q. C. Lamar	Jeremiah M. Rusk	James Williams
Greenbury L. Fort	George M. Landers	Ezekiel S. Sampson	Jere N. Williams
Charles Foster	Elbridge G. Lapham	John S. Savage	William B. Williams
Benjamin J. Franklin	William Lawrence	Alfred M. Scales	Benjamin A. Williams
Chapman Freeman	E. W. Leavenworth	Gustave Schleicher	William W. Wilsen
William F. Frye	J. V. Le Moine	Julius H. Seelye	James Wilson
James A. Garfield	Burwell B. Lewis	Otho R. Singleton	Alan Wood, jr.
Lucien C. Gause	John R. Lynch	C. H. Sinnickson	Fernando Wood
John M. Glover	L. A. Mackey	Robert Smalls	William Woodburn
Eugene Hale	Henry S. Magoon	A. Horr Smith	Jesse J. Yates

Those not voting are—

Mr. John D. C. Atkins	Mr. John Goode, jr.	Mr. John K. Luttrell	Mr. William H. Stanton
Lyman K. Bass	John R. Goodin	Levi Maleh	Alex. H. Stephens
Bernard G. Caulfield	Thomas M. Gunter	C. D. MacDongall	Henry Waldron
Samuel S. Cox	Charles Hays	Samuel F. Miller	Charles C. B. Walker
Chester B. Darrall	Eli J. Henkle	James Phelps	Gilbert C. Walker
Beverly B. Douglas	Eppa Hunton	William J. Purman	William A. Wheeler
George H. Durand	Stephen A. Hurlbut	John H. Reagan	John O. Whitehouse
John R. Eden	Frank Jones	John Robbins	Andrew Williams
Albert G. Egbert	Charles H. Joyce	Charles B. Roberts	L. D. Woodworth
David Dudley Field	Scott Lord	John G. Schumaker	Casey Young
Randall L. Gibson			

So the House refused to take a recess until to-morrow (February 21) at 10 o'clock a. m.

A message from the Senate, by Mr. Gorham, their Secretary :

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate have adopted the following resolutions, viz :

Resolved, That the objection made to the vote of Daniel L. Crossman, one of the electors of Michigan, is not good in law and is not sustained by any lawful evidence.

Resolved, That said vote be counted with the other votes of the electors of said State, notwithstanding the objections made thereto.

Also, that the Senate are now ready to meet the House to proceed with the counting of the electoral votes for President and Vice President.

Mr. Tucker submitted the following resolution, viz :

Resolved by the House of Representatives, That Daniel L. Crossman was not appointed an elector by the State of Michigan as its legislature directed, and that the vote of said Daniel L. Crossman as an elector of said State be not counted.

After two hours' debate thereon,

Mr. Jenks submitted the following substitute therefor, viz :

Whereas the fact being established that it is about twelve years since the alleged ineligible elector exercised any of the functions of a United States commissioner, it is not sufficiently proven that at the time of his appointment he was an officer of the United States: Therefore,

Resolved, That the vote objected to be counted;

And the question being put,

First, upon the substitute submitted by Mr. Jenks, the same was agreed to.

The question then recurring on the resolution submitted by Mr. Tucker, as amended by the substitute of Mr. Jenks, the same was agreed to.

Mr. Jenks moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the foregoing action of the House.

On motion of Mr. Hale,

Ordered, That the Clerk inform the Senate that the House is now ready to receive that body to proceed with the counting of the electoral vote.

The Senate, at 5 o'clock and 20 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted to the vote of Daniel L. Crossman, an elector for the State of Michigan.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the objection made to the vote of Daniel L. Crossman, one of the electors of Michigan, is not good in law and is not sustained by any lawful evidence.

Resolved, That said vote be counted with the other votes of the electors of said State, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Whereas the fact being established that it is about twelve years since the alleged ineligible elector exercised any of the functions of a United States commissioner, it is not sufficiently proven that at the time of his appointment he was an officer of the United States: Therefore,

Resolved, That the vote objected to be counted.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the full electoral vote of the State of Michigan will be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The certificates from the States of Minnesota, Mississippi, Missouri, and Nebraska were then opened by the presiding officer, handed to and read by the tellers, and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Nevada having been next opened by the presiding officer, handed to and read by the tellers, and the presiding officer having asked for objections thereto;

Thereupon,

Objections in writing were presented as follows, viz:

By Mr. William M. Springer, a Representative from the State of Illinois:

The undersigned Senators and Representatives object to the vote of R. M. Daggett as an elector from the State of Nevada, upon the grounds following, namely:

That the said R. M. Daggett was, on the 7th day of November, 1876, and had been for a long period prior thereto, and thereafter continued to be, a United States commissioner for the circuit and district courts of the United States for the said State, and held therefore an office of trust and profit under the United States, and as such could not be constitutionally appointed an elector under the Constitution of the United States:

Wherefore the undersigned say that the said R. M. Daggett was not a duly appointed elector, and that his vote as an elector should not be counted.

And the undersigned hereto annex the evidence taken before the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House to sustain said objection.

W. H. BARNUM, Connecticut,
WILLIAM A. WALLACE, Pennsylvania,
FRANK HEREFORD, West Virginia,
Senators.

J. R. TUCKER, Virginia,
JOHN L. VANCE, Ohio,
WM. A. J. SPARKS,
JNO. S. SAVAGE,
LEVI MAISH,
G. A. JENKS,
WILLIAM M. SPRINGER,
Representatives.

COMMITTEE ON PRIVILEGES,
Washington, February 9, 1877.

R. M. DAGGETT sworn and examined.

By Mr. TUCKER:

Question. Were you a candidate for the office of presidential elector in the State of Nevada at the presidential election in November, 1876?—Answer. I was.

Q. Were you present in the college at the time of the vote for President and Vice-President?—A. Yes.

Q. Did you cast a vote for President and Vice-President?—A. I did.

Q. For whom did you vote?—A. I voted for Hayes and Wheeler.

Q. Mr. Hayes for President and Mr. Wheeler for Vice-President?—A. Yes, sir.

Q. Are you the messenger who brought the vote to Washington by the appointment of the college?—A. I am.

Q. Did you hold any office under the United States prior to the election?—A. Yes.

Q. What office was that?—A. I was clerk of the Federal courts; the district and circuit courts of the State of Nevada.

Q. When were you appointed?—A. I think in 1868.

Q. Was that under the State government?—A. Yes; Nevada became a State in 1864. I believe.

Q. Do you hold that office now?—A. I do not.

Q. Who holds that office?—A. I think it is a man named McLean.

Q. When was he appointed?—A. I don't know exactly when he was appointed.

Q. By whom were you appointed?—A. I was appointed first by Associate Justice Field of the circuit court, and subsequently by Judge Sawyer of the circuit court and by Judge Hillyer for the district.

Q. The appointment was made not by the judge but by the court, was it not?—A. Made by the judge.

Q. In court?—A. No, I believe not; it may have been.

Q. Where were you when you received the appointment?—A. I was in Virginia City for the circuit court.

Q. How was the appointment notified to you?—A. It was sent to me by mail.

Q. Did you appear in court and take the oath and give the bond required by law?—A. Yes, sir; subsequently.

Q. You were the keeper of the records of the court. Was not your appointment made a matter of record in that court?—A. I presume so.

- Q. And your qualification was also entered upon the record?—A. Yes, sir.
- Q. When did you cease to be the clerk of the court, or cease to perform its duties?—A. I ceased on the 6th day of November, the day before the election.
- Q. What made you cease to perform its duties?—A. Because it was a question in my mind whether I would be eligible as an elector if I continued to hold the office, and I therefore resigned.
- Q. How did you resign?—A. I resigned by telegraph.
- Q. A telegram to whom?—A. To Judge Sawyer in San Francisco, and also to Judge Hillyer in Carson. I was then living in Virginia City.
- Q. Where is Virginia City?—A. It is about twelve miles from Carson.
- Q. Carson is the capital, where the Federal court holds its sessions?—A. Yes, sir.
- Q. Where is the telegram which you sent to either of those judges?—A. I do not know. It is not with me; I did not bring it.
- Q. Have you got a copy of the telegram?—A. I think not.
- Q. Who has? To whom did you send it?—A. I sent it to Judge Sawyer.
- Q. Directed to what point?—A. To San Francisco.
- Q. Does he live in San Francisco?—A. Well, he is judge of the district comprising those three States: California, Nevada, and Oregon.
- Q. Does he reside in San Francisco?—A. Most of the time.
- Q. You say you sent a telegram to another judge; whom?—A. Judge Hillyer, of Carson, the district judge.
- Q. And you have no copy of that telegram?—A. I have not. I did not think of saving it.
- Q. Did you ever receive an answer to that telegram?—A. I received an answer from Judge Sawyer the same day, about an hour afterward.
- Q. Where is that telegram?—A. I left it in Virginia City; I did not think of bringing it. I believe I have it.
- Q. Why did not you bring it?—A. Well, I did not know that there would be any question about it.
- Q. Did not you know what you were sent for?—A. I was only subpoenaed here two or three days ago.

By Mr. FIELD:

- Q. You telegraphed Judge Sawyer on the 6th of November?—A. Yes, sir.
- Q. Can you not give the exact words of the telegram?—A. I think I can.
- Q. Give the exact words, then.—A. I think the telegram read this way: "Honorable Alonzo Sawyer, San Francisco: I have this day filed my resignation as clerk of the circuit court of the ninth circuit, and request the acceptance of my resignation." I, at the same time that I sent that telegram to Judge Sawyer, sent to Carson my resignation.
- Q. No; do not say you sent your *resignation*. I am only asking about the telegram to Judge Sawyer. Have you given the whole of that?—A. Yes, sir; I think that is about the substance of it, and I think pretty nearly the words.
- Q. You received from him an answer?—A. Yes, sir.
- Q. On the same day, about an hour afterward?—A. An hour or two afterward.
- Q. That you have got, I suppose?—A. I think it is among my papers in Virginia City.
- Q. Do you remember the exact words of that?—A. Pretty nearly.
- Q. Give them.—A. "Your resignation as clerk of the circuit court is accepted. Alonzo Sawyer."
- Q. Have you ever had any other communication with Judge Sawyer on the subject?—A. I have not.
- Q. You have never written him?—A. I never have.
- Q. Nor received a letter from him?—A. Never.
- Q. You did not send to him a copy of your written resignation?—A. By telegraph?
- Q. No. You say you wrote something; you did not send him a copy of that?—A. No. Do you mean, sent it by mail?
- Q. Yes; or any way.—A. I did send it.
- Q. How?—A. I sent it to Carson the same day.
- Q. I am talking about Judge Sawyer. Did you send to Judge Sawyer any copy or any paper?—A. Yes.
- Q. What did you send him?—A. My resignation.
- Q. In what form?—A. In the usual form of resignations.
- Q. You sent him a copy of your written paper?—A. My written paper; my resignation, you mean?
- Q. Yes; do not you understand me? Did you send Judge Sawyer anything in the world but the telegram?—A. Yes.
- Q. What else?—A. I sent him my resignation.
- Q. You mean a written paper?—A. Yes, sir.
- Q. Did you send him the original that was filed or a copy?—A. I sent him the original; I only made one.

- Q. You made one; then you did not file it?—A. I sent it down to be filed.
- Q. You sent it to him to file, by mail?—A. I did not send it to San Francisco.
- Q. Where did you send it?—A. I sent it to Carson.
- Q. Now I think I get an answer. Did you send anything to Judge Sawyer?—A. Yes.
- Q. What?—A. I sent that resignation.
- Q. That paper?—A. Yes.
- Q. To Judge Sawyer, at San Francisco?—A. I did not say that I did send it to San Francisco.
- Q. Well, he was there, was he not?—A. He was there that day, I think.
- Q. Then that day you did not send it? Did you send it to San Francisco the next day?—A. I did not send it to San Francisco.
- Q. At all?—A. Not at all.
- Q. Did you ever send the original paper anywhere?—A. Yes.
- Q. Where did that go?—A. To Carson.
- Q. How did you send that?—A. I sent it by mail.
- Q. You mailed it in Virginia City direct to Carson, did you?—A. Yes, sir.
- Q. When did you mail it in Virginia City?—A. I mailed it on the 6th.
- Q. What time or hour on the 6th?—A. Along about eleven o'clock in the day.
- Q. When did the next post leave Virginia City for Carson?—A. At about half past two in the afternoon.
- Q. You say you telegraphed to Judge Hillyer?—A. Yes, sir.
- Q. Have you that telegram?—A. They were very much alike, except the change of name.
- Q. As near as you can remember, were they exactly the same?—A. Yes, sir; precisely the same, with such changes as there would necessarily be in telegraphing to a different person.
- Q. Did you receive an answer from him?—A. I did not.
- Q. He never answered you at all?—A. No.
- Q. By letter or telegraph?—A. No.
- Q. Has the circuit court ever been in session since that time?—A. Yes.
- Q. When?—A. On the 6th of November.
- Q. In session where?—A. In Carson City.
- Q. Were you there?—A. I was not.
- Q. When were you, next after the 6th of November, in the court?—A. I have not been there since.
- Q. Personally, therefore, you do not know who transacted the business, as clerk, in the circuit court on the 7th day of November?—A. I do not.
- Q. Did you yourself give any directions about the business of the court to be transacted on that next day?—A. I did not.
- Q. Have you ever since?—A. I have not.
- Q. Who is doing the business of the clerk?—A. There is a clerk there—Mr. McLean; I have forgotten his first name.
- Q. Do you know whether he has been appointed by the circuit court?—A. Yes; I am certain he has.
- Q. Well, you understand that he has?—A. Yes, sir.
- Q. When was he appointed?—A. That I do not know exactly.
- Q. What month?—A. O, he was appointed in November.
- Q. Do you know that?—A. Yes.
- Q. You know that?—A. Well, I do not know it, because I never saw the appointment.
- Q. And you have never seen any record of his appointment?—A. No; I never have.
- Q. Was Mr. McLean your deputy?—A. No, he was not.
- Q. Did your deputy make the entries and keep the minutes of the court until Mr. McLean took possession of the office?—A. I presume he did; I do not know. I never was there afterward.
- Q. Did you make any communications to him?—A. I did not.
- Q. Where is the paper that you call your written resignation?—A. It must be on file in Carson, in the clerk's office.
- Q. That is to say, as far as you know?—A. So far as I know.
- Q. Give the language, as near as you can, of that written paper which you call your resignation.—A. I think it was addressed to Judge Sawyer, and ran about in this style: "Having been nominated as presidential elector, I hereby tender my resignation as clerk of the circuit court, ninth circuit, and trust the resignation may be immediately accepted." I think that is about the purport of it.
- Q. You inclosed that in an envelope, did you?—A. Yes.
- Q. Directed to whom?—A. To Judge Sawyer.
- Q. At Carson City?—A. At Carson City.
- Q. It was sealed up, directed to Judge Sawyer, and put into the mail?—A. Yes.
- Q. Judge Sawyer was then in San Francisco?—A. Yes; he was then in San Francisco.

Q. Do you know of your own knowledge that Judge Sawyer has ever been in Carson City since?—A. Yes.

Q. Were you there?—A. I was not.

Q. Do not you know what I mean by your own knowledge? Did you see him?—A. No, I did not see him.

Q. Very well; you do not know of your own knowledge that he has ever been there since?—A. Not by seeing him.

Q. That is your knowledge. You do not know, then, of your own knowledge that Judge Sawyer ever saw that package or letter?—A. I do not.

Q. You do not know of your own knowledge that it is not now in the post-office?—A. I do not.

Q. Have your accounts as clerk ever been settled?—A. Yes; I think so.

Q. You think so; do you know?—A. I did not attend to the business much; my deputy always did it.

Q. What deputy?—A. Mr. Edwards.

Q. Is he still there?—A. He is in Carson.

Q. Is he still in the office of the clerk?—A. I do not know.

Q. Do you know whether he has ever been out of it?—A. I do not know; I presume he was out of it after I resigned.

Q. Do you know that he was ever out of it? Were you there? Do you know whether he did not attend in court every day and transact business?—A. I do not of my own knowledge.

Q. Did not you as clerk receive money to be deposited to your credit in bank?—A. Frequently.

Q. In what bank?—A. I have forgotten where the deposits were made. We shifted them around quite often.

Q. In different banks?—A. Yes, sir.

Q. Give us the names of some of them.—A. The Bank of California, and Wells, Fargo & Co.

Q. What amount of money had you standing in your name or to your credit as clerk of the circuit court of the United States?—A. I think not a dollar.

Q. It had all been previously paid out?—A. Yes.

Q. Paid out for what purposes?—A. Paid out in the regular course of business.

Q. You think there were no moneys on deposit to your credit as clerk at that time?—A. I think not; I am not positive.

Q. Has your bond ever been discharged?—A. Not that I know of.

Q. I repeat now what I asked you before: Have your accounts as clerk to your knowledge ever been settled?—A. We made our quarterly settlements.

Q. That is not an answer to my question.—A. You mean since that time?

Q. Have your accounts ever been finally settled?—A. Well, I do not know that there was any accounts to settle.

Q. You received fees?—A. I received fees.

Q. And you were paid through fees?—A. Paid through fees.

Q. Up to a certain amount, or all the fees?—A. Up to a certain amount.

Q. Very well, then, there must have been, of course, an account to be kept of the amount of fees received, and so far as they exceeded the limit you paid them over to the Treasury, did you not?—A. I should have done so had they ever exceeded the amount.

Q. When were your periodical accounts regularly settled?—A. They were settled semi-annually.

Q. In what months?—A. In June and December, the 31st.

Q. Then you settled an account on the 31st of June, 1876?—A. Yes.

Q. Have you ever settled an account since?—A. I have not.

Q. Could you state, if you were asked, the items on different sides of the account?—A. O, no; I could not.

Q. Have you ever had any communication with Mr. Edwards since the 6th of November?—A. I have not; I have never been in Carson since but once; that was at the meeting of the college, and I did not see him.

Q. Did you have any communication with him on the 6th of November?—A. No, sir; I was in Virginia City.

Q. When first after the 6th of November did you visit Carson City?—A. Not until the meeting of the college.

Q. That was on the 6th of December?—A. I think so.

Q. In what business have you been engaged since?—A. Well, I am in the mining business principally, and always have been.

Q. Do you say that the circuit court has been in session since the 6th of November?—A. Yes.

Q. Was it not the district court?—A. The circuit court was in session also.

Q. Are you sure?—A. I am pretty positive.

Q. What are the times for the meeting of the circuit court in Nevada?—A. I don't remember just now; they made some changes, I think, in the last Congress.

Q. As the law stood on the 1st of November, what was the time for the meeting of the court; not the district, but the circuit court?—A. My opinion is that the circuit court was to meet on the 6th of November. That is my impression now, and that is what I thought at the time.

Q. Your impression from what?—A. From the law. The first Monday, I think, in November.

Q. You can easily tell, cannot you, by looking at the law?—A. Yes, I can tell.

Q. I wish you would tell us, then, before you leave the city.—A. I will do so.

By Mr. TUCKER:

Q. You did not file the paper that you call your resignation in the clerk's office on the 6th of November?—A. I transmitted it for filing, or rather to the judge.

Q. To Judge Sawyer, at Carson?—A. Yes.

Q. He was that day at San Francisco?—A. I understood that he was.

Q. Well, you got a telegram from him from there?—A. Yes.

Q. How long would it take Judge Sawyer to come by the quickest route from San Francisco to Carson?—A. Twenty hours, I believe.

Q. Coming by steamer?—A. No; by rail.

Q. You do not know when he did come?—A. I do not.

Q. Then if he had left San Francisco on the 6th, he would not get to Carson until what time?—A. He could have got there on the 7th.

Q. What time on the 7th?—A. It would have been along in the evening.

Q. When you communicated with the judges, as you say, on the 6th, did you communicate to your deputy, Edwards, that you were no longer clerk of the court?—A. I did not.

By Mr. BURCHARD:

Q. You did not exercise the duties of the clerk since the time of your telegram?—A. I have not.

Q. And they have been performed, as I understand, by a successor appointed by the court?—A. Yes, sir.

Q. Your recollection is that the district and circuit court were then in session that day in Carson City?—A. I believe that was the day fixed for it.

Q. Where do I understand you to say Judge Sawyer was?—A. He was in Carson.

Q. Is there a railroad from Virginia City to Carson?—A. Yes.

Q. How far is it, in time, by rail?—A. Well, the railroad is a little long and pretty crooked, about twenty-four miles; they make it generally in about two hours and a half, sometimes a little less.

Q. The telegram was sent at what time to Judge Hillyer?—A. I think along about noon some time.

Q. You put your resignation in the mail before the hour of sending the mail from Virginia City to Carson?—A. Yes; in order that it might reach there on that day, the 6th.

Q. Do you remember whether the envelope was addressed to your deputy, or a clerk, or to the judge himself?—A. It was addressed to the judge himself.

Q. And you sent a resignation to each judge, if I understand?—A. To each.

By Mr. FIELD:

Q. Not a written paper to each?—A. Yes, I sent a resignation to each.

Q. The telegram, you said, you sent to each?—A. I sent the resignation also.

By Mr. BURCHARD:

Q. Then you sent a resignation to each of the judges, through the mail, on the 6th?—A. Yes, and at the same time I telegraphed them that I had so sent it.

Q. And Judge Hillyer was then, as I understand, holding court at Carson City?—A. The circuit court, I think, was to meet.

By Mr. MAISH:

Q. He was the district judge?—A. Yes, sir; but I had understood that Judge Sawyer was in San Francisco. I had learned it from some source, and therefore telegraphed to him there.

By Mr. FIELD:

Q. Let me see if I understand you about this resignation directed to the district judge. Did you send exactly the same paper to the district judge that you had sent the circuit judge?—A. Not the same paper.

Q. Was it a copy of the same paper?—A. Pretty nearly.

Q. Can you give the contents of the paper?—A. A moment ago I gave it, and the other was pretty nearly a copy of it, with the exception of such changes as would necessarily be made.

Q. Did you put that in an envelope directed to somebody?—A. I did.

Q. How was it directed?—A. To Judge Hillyer.

Q. Give the direction all together.—A. "Hon. E. W. Hillyer, U. S. District Judge, Carson City."

Q. Was the inside also directed in the same way to Judge Hillyer?—A. Yes.

Q. With the same designation of office and everything else as in the other?—A. Yes.

Q. You do not know whether he ever received that letter or not?—A. I think he told me he had received it.

Q. That is not evidence. Do you *know* it in any way?—A. O, no.

Q. You think that he afterward told you he had received it?—A. Yes, in Virginia City.

Q. When do you think he told you?—A. Well, probably a week after, or possibly two weeks.

Q. You do not know that Judge Hillyer was in Carson City on the 6th or 7th of November, do you? *Knowledge* is what I ask for.—A. I was not there.

Q. Well, you do not *know*, then, in any way, that they were received, either of them?—A. That seems to be the kind of information you want. I do not.

Q. And if he did receive that letter to him, you do not know when he received it?—A. Of course not; I don't know that he received it at all, unless I take his word for it.

Q. And you have no information of his having received it within two weeks?—A. What kind of information?

Q. From him?—A. I tell you I think he told me so.

Q. Within two weeks he told you that he had received it; that was the information, was it not?—A. Yes, sir. He talked about sending the bankruptcy letters down—they were in Virginia City; that is the reason I happened to be there. He said he would send Mr. McLean up and remove the bankruptcy records. They had been in Virginia City for seven years, and I had been attending to that branch of the business.

By Mr. TUCKER:

Q. In your possession?—A. In my possession.

By Mr. FIELD:

Q. And remained in your possession until when?—A. They were locked up until Mr. McLean came up, some two or three days afterward.

Q. They remained in your possession until two or three weeks after?—A. No; not so long.

Q. For how long?—A. Well, some days.

Q. Some days after the 7th of November they remained in your possession?—A. Yes, sir.

Q. And then you gave them up?—A. Yes.

Q. Were those records locked up on the 6th of November?—A. Yes; they were always locked up.

Q. Did they remain locked; had they been touched?—A. Not that I know of.

Q. Who had charge of them?—A. I had.

Q. Nobody else under you?—A. Mr. Strother, the register in bankruptcy, had an office in the same place, and sometimes he had access to the documents.

Q. Was that bankruptcy business going on all the time from the 6th of November to the 6th of December?—A. It was not. There was no work done in the office, or in any part of the office.

Q. Where was that bankruptcy business going on?—A. It was not going on at all.

Q. There was none?—A. There was none.

Q. But Mr. Strother remained there, did he not?—A. He was a register in bankruptcy in the same office.

Q. And he was there all the time?—A. Not all the time.

Q. Well, he was off and on?—A. Off and on.

Q. From the 6th until the present time?—A. Yes, sir.

Q. Was he kept in office by Mr. McLean?—A. He is a register in bankruptcy, appointed by the judge.

By Mr. TUCKER:

Q. When did you mail your letter to Judge Hillyer?—A. I mailed it about the time I sent the dispatch, or pretty soon afterward.

Q. What time did you send the dispatch?—A. Some time about twelve o'clock; between eleven and one some time.

Q. When did the mail leave Virginia City for Carson?—A. I think there are two mails; one in the morning, and one at 2.30 p. m., or at 1.30; I am not sure which—along in the afternoon.

By Mr. BURCHARD:

Q. Is there any special provision of law in regard to the appointment of district or circuit clerks in Nevada?—A. No.

Q. Nothing but the general provision that the clerk shall be appointed for each district court by the judge thereof, and that the clerk shall be appointed for the circuit court by the circuit judge of the same?—A. Yes.

Q. Your appointment was made by the judge?—A. Yes.

By Mr. LAWRENCE:

Q. Did you put on to the two letters that you sent to Carson City the proper postage-stamps?—A. Yes.

Q. What time would these letters reach Carson in the ordinary course of the mail?—A. They ought to have reached there along in the evening of the 6th, about five or six o'clock.

Q. Did the fees of the office, or either of your offices, ever exceed the limits fixed by law?—A. No. I lost \$500 a year running the office for eight years.

Q. At the time you resigned, was there any excess of fees above the limit prescribed by law?—A. O, no.

Q. You would owe the Government nothing, then?—A. O, no.

By Mr. BURCHARD:

Q. What do you mean?—A. Well, there was nothing in the office. I had to pay the rent; the Government did not; that is what was the matter, and I kept it on to accommodate a deputy.

By Mr. TUCKER:

Q. You have spoken of the time of mailing these letters; are you certain you mailed them in time for the evening mail on the 6th?—A. That was my purpose in putting them in; I presumed so at the time; I did not doubt it at the time; exactly at what time the cars went I am now unable to say, but I put them in the office on the supposition that I would get them there in time.

By Mr. LAWRENCE:

Q. You signed your name to both resignations?—A. I did.

By Mr. TUCKER:

Q. How many hours does it take the mail to go from Virginia City to Carson?—A. About two hours and a half, sometimes a little less; it is twenty-four miles by rail.

Whereupon,

The presiding officer announced that, there being objections to the counting of the vote of Nevada, the Senate would withdraw to their chamber, that the two houses separately may consider and decide upon the said objections.

And thereupon,

The Senate, at 5 o'clock and 45 minutes p. m., withdrew to their chamber.

Mr. Fernando Wood, at 5 o'clock and 47 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 21.

And the question being put,

It was decided in the affirmative,	{	Yeas.....	97
		Nays.....	55
		Not voting.....	100

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. John D. C. Atkins	Mr. David B. Culberson	Mr. John F. House	Mr. Henry B. Payne
John H. Baker	Chester B. Darrall	Andrew Humphreys	John F. Phillips
Henry B. Banning	Rezin A. DeBolt	Eppa Hunton	Barley F. Poppick
Jos. C. S. Blackburn	Milton J. Durham	Frank H. Hurd	David Rea
Richard P. Bland	John R. Eden	George A. Jenks	John H. Reagan
John M. Bright	E. John Ellis	Edward C. Kehr	John Reilly
John Young Brown	David Dudley Field	William D. Kelley	James B. Reilly
Samuel D. Burchard	Jesse J. Finley	J. Proctor Knott	Americus V. Rice
George C. Cabell	William H. Forney	Lucius Q. C. Lamar	Haywood T. Rock
Milton A. Candler	Charles Foster	Lafayette Lane	William M. Robbins
George W. Cate	Benjamin J. Franklin	William M. Levy	Charles B. Roberts
Simeon B. Chittenden	Lucien C. Gause	Burwell B. Lewis	Milton Saylor
John B. Clarke	Eugene Hale	William P. Lynde	Gustave Schleicher
John B. Clark, Jr.	Andrew H. Hamilton	L. A. Mackey	Otho R. Singleton
Heister Clymer	Henry R. Harris	Levi Malsh	A. Herr Smith
Alex. G. Cochrane	William Hartzell	Henry B. Metcalfe	Milton I. Southern
Francis D. Collins	Abram S. Hewitt	Hernando D. Money	William A. J. Sparks
Philip Cook	Benjamin H. Hill	William R. Morrison	William M. Sprague
Samuel S. Cox	George F. Hoar	William Mutchler	William H. Stanley

Mr. William S. Stenger	Mr. Wash'g'n Townsend	Mr. Henry Waldron	Mr. Peter D. Wigginton
William H. Stone	John R. Tucker	Alexander S. Wallace	Alpheus S. Williams
William Terry	Jacob Turney	Levi Warner	Benjamin Wilson
Charles P. Thompson	John L. Vance	William W. Warren	Fernando Wood
Jacob M. Thornburgh	Alfred M. Waddell	Erastus Wells	Jesse J. Yeates.
Martin I. Townsend			

Those who voted in the negative are—

Mr. William H. Baker	Mr. Chapman Freeman	Mr. Henry S. Magoon	Mr. Ezekiel S. Sampson
Latimer W. Ballou	James A. Garfield	George W. McCrary	John S. Savage
Nathaniel P. Banks	Jere Haralson	James W. McDill	Julius H. Seelye
Henry W. Blair	Aug. A. Hardenbergh	Samuel F. Miller	C. H. Sennickson
James H. Blount	Benjamin W. Harris	James Monroe	Robert Smalls
William R. Brown	Carter H. Harrison	Charles E. Nash	Horace B. Straft
Horatio C. Burchard	Robert A. Hatcher	Jeppha D. New	Adlai E. Stevenson
Charles W. Buttz	Henry H. Hathorn	Nelson I. Norton	William H. H. Stowell
Joseph G. Cannon	William S. Haymond	Addison Oliver	John K. Tarbox
Thomas J. Cason	Thomas J. Henderson	Charles O'Neill	John Q. Tufts
Omar D. Conger	Solomon L. Hoge	John B. Packer	Nelson H. Van Vorhes
William W. Crapo	William S. Holman	Horace F. Page	John T. Wait
Lorenzo Crounse	George G. Hoskins	William A. Phillips	Charles C. B. Walker
Augustus W. Cutler	Jay A. Hubbell	Henry L. Pierce	John W. Wallace
Lorenzo Danford	Morton C. Hunter	Harris M. Plaisted	Henry Watterson
John M. Davy	John A. Hyman	Thomas C. Platt	G. Wiley Wells
Dudley C. Denison	Charles H. Joyce	Allen Potter	John D. White
Mark H. Dunnell	William S. King	Joseph Powell	Andrew Williams
Benjamin T. Eames	Elbridge G. Lapham	Henry O. Pratt	Charles G. Williams
James L. Evans	William Lawrence	Joseph H. Rainey	James Wilson
Edwin Flye	E. W. Leavenworth	Sobieski Ross	Alan Wood, Jr.
Greenbury L. Fort	John R. Lynch	Jeremiah M. Rusk	William Woodburn.

Those not voting are—

Mr. Josiah G. Abbott	Mr. George G. Dibrell	Mr. Thomas L. Jones	Mr. James Sheakley
Charles H. Adams	Samuel A. Dobbins	John A. Kasson	William F. Siemons
Lucien L. Ainsworth	Beverly B. Douglas	Alanson M. Kimball	William E. Smith
William B. Anderson	George H. Durand	Franklin Landers	Alex. H. Stephens
Thomas S. Ashe	Albert G. Egbert	George M. Landers	Thomas Swann
John C. Bagby	Charles J. Faulkner	J. V. Le Moynes	Frederick H. Teese
George A. Bagley	William H. Felton	Scott Lord	Philip F. Thomas
John H. Bagley, jr.	William P. Frye	John K. Luttrell	J. W. Throckmorton
Lyman K. Baes	Benoni S. Fuller	C. D. MacDougall	Robert B. Vance
George M. Beebe	Randall L. Gibson	William McFarland	Gilbert C. Walker
James B. Belford	John M. Glover	John A. McMahon	Ansel T. Walling
Samuel N. Bell	John Goode, jr.	Edwin R. Meade	William Walsh
Archibald M. Bliss	John R. Goodin	Charles W. Milliken	Elijah Ward
Andrew R. Boone	Thomas M. Gunter	Roger Q. Mills	William A. Wheeler
Taul Bradford	Robert Hamilton	Charles H. Morgan	John O. Whitehouse
Nathan B. Bradley	John Hancock	Lawrence T. Neal	Richard H. Whiting
Aylett H. Buckner	John T. Harris	William J. O'Brien	W. C. Whitthorne
John H. Burleigh	Julian Hartridge	N. Holmes Odell	Scott Wike
John H. Caldwell	Charles Hays	James Phelps	George Willard
William P. Caldwell	George W. Hendee	William A. Piper	James Williams
Alexander Campbell	Eli J. Henkle	William J. Purman	Jere N. Williams
Nathan T. Carr	Goldsmith W. Hewitt	John Robbins	William B. Williams
Lucien B. Caswell	Charles E. Hooker	Milton S. Robinson	Benjamin A. Willis
Bernard G. Caulfield	James H. Hopkins	Miles Ross	William W. Wilshire
Chester W. Chapin	Stephen A. Hurlbut	Alfred M. Scales	L. D. Woodworth
Jacob P. Cowan	Frank Jones	John G. Schumaker	Casey Young.
Joseph J. Davis			

So the motion was agreed to, and the House accordingly took a recess until 10 o'clock a. m., to-morrow, (February 21.)

AFTER THE RECESS.

(Wednesday, February 21, 1877—10 o'clock a. m.)

Mr. Andrew H. Hamilton, by unanimous consent, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the House of the following titles, viz:

H. R. 859. An act for the benefit of Andrew Williams, of Weakley County, Tennessee.

H. R. 4251. An act making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes.

H. R. 4576. An act to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee.

H. R. 429. An act for the relief of Charles C. Campbell, of Washington County, Virginia.

Mr. Harrison, also by unanimous consent, from the same committee, reported that the committee had examined and found truly enrolled a bill of the House of the following title, viz:

H. R. 7. An act to provide for the sale or exchange of a certain piece of land in the Wallabout Bay, in the State of New York, to the city of Brooklyn;

When

The Speaker signed the said bills.

The House thereupon proceeded, as the regular order of business, to the consideration of the objections presented to the vote of R. M. Daggett, an elector from the State of Nevada;

When,

Mr. Springer submitted the following resolution; which, after two hours' debate, was agreed to, viz:

Resolved, That the vote of R. M. Daggett, one of the electors of the State of Nevada, be counted, the objections to the contrary notwithstanding.

Mr. Springer thereupon submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk inform the Senate of the action of the House of Representatives, and that the House are now ready to receive the Senate in joint meeting and to proceed with the count of the electoral vote.

The Senate, at 11 o'clock and 40 minutes a. m., (Wednesday, February 21,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Representative Springer, on behalf of himself and others, to the vote of R. M. Daggett, an elector for the State of Nevada.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of R. M. Daggett be counted, with the other votes of the electors of Nevada, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Resolved, That the vote of R. M. Daggett, one of the electors of the State of Nevada, be counted, the objections to the contrary notwithstanding.

The presiding officer thereupon announced that the full vote of the State of Nevada would be counted for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The certificates from the States of New Hampshire, New Jersey, New York, North Carolina, and Ohio were then opened by the Presiding Officer, handed to and read by the tellers, and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Oregon having next been opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-President in the said State had been received by the President of the Senate.

All of the said papers purporting to be certificates from the said State having been handed by the presiding officer to the tellers and by them read,

Thereupon,

Objections thereto in writing were presented as follows, viz :

By Mr. John H. Mitchell, a Senator from the State of Oregon :

The undersigned, Senators and Members of the House of Representatives of the United States, object to the list of the names of the electors E. A. Cronin, J. N. T. Miller, and John Parker, one of whom, E. A. Cronin, is included in the certificate of La Fayette Grover, governor of Oregon, and to the electoral votes of said State, signed by E. A. Cronin, J. N. T. Miller, and John Parker, being the certificate second presented by the President of the Senate to the two houses of Congress in joint convention, for the reasons following :

First. Because neither of said persons, E. A. Cronin, J. N. T. Miller, nor John Parker, was ever appointed elector of President and Vice-President by the State of Oregon, either in the manner directed by the legislature of such State, or in any other manner whatsoever.

Second. Because it appears from the records and papers contained in and attached to the certificate of W. H. Odell, John C. Cartwright, and John W. Watts, as presented by the President of the Senate to the two houses of Congress in joint convention, that said W. H. Odell, John C. Cartwright, and John W. Watts were duly and legally appointed electors for President and Vice-President by the State of Oregon in the manner directed by the legislature thereof, and duly cast their votes as such.

Third. Because it does not appear from the face of the certificate of La Fayette Grover, governor of the State of Oregon, attached to and part of the returns of the votes cast by E. A. Cronin, J. N. T. Miller, and John Parker, that such certificate was issued by the governor to the three persons having the highest number of votes for electors for the State of Oregon, and were duly chosen and appointed by said State, according to the laws thereof, but was issued by him to the persons whom he deemed to be eligible to said appointment, although one of such persons, E. A. Cronin, was not appointed thereto according to the laws of said State.

Fourth. Because it appears from the certificate of S. F. Chadwick, secretary of state, under the seal of the State, attached to and made a part of the returns and certificate of W. H. Odell, John C. Cartwright, and John W. Watts, that said persons, W. H. Odell, John C. Cartwright, and John W. Watts, received the highest number of votes at the election on the 7th day of November, 1876, for the office of electors of President and Vice-President; and that the secretary of state, on the 4th day of December following, officially declared, in pursuance of law, that they, Odell, Cartwright, and Watts, had received the highest number of votes; and that therefore the certificate of the governor, in so far as it omitted to certify the name of John W. Watts as one of the electors appointed, and in so far as such certificate contained the name of E. A. Cronin as one of the electors appointed, fails to conform to the act of Congress in such case made and provided, and the laws of Oregon in that behalf, and that such certificate is, as to said Cronin, without authority and of no effect.

Fifth. Because it appears from both certificates that W. H. Odell and John C. Cartwright, a majority of the electoral college, were duly appointed electors by the State of Oregon in the manner directed by the legislature thereof; that their record presented to the President of the Senate, and by him to the two houses of Congress, shows that a vacancy in the office of elector existed on the day fixed by law for the meeting of the electors, and that such vacancy was filled by the appointment of John W. Watts.

JOHN H. MITCHELL,

A. A. SARGENT,

United States Senators.

WILLIAM LAWRENCE,

HORATIO C. BURCHARD,

JAMES W. McDILL,

Members House of Representatives.

By Mr. James K. Kelly, a Senator from the State of Oregon :

In the matter of the electoral vote of the State of Oregon for President and Vice-President of the United States.

The undersigned, United States Senators and Members of the House of Representatives, make the following objections to the papers purporting to be the certificates of

the electoral votes of the State of Oregon signed by John C. Cartwright, William H. Odell, and John W. Watts :

I.

The said papers have not annexed to them a certificate of the governor of Oregon, as required to be made and annexed by sections 136 and 139 of the Revised Statutes of the United States.

II.

The said papers have not annexed to them a list of the names of the said Cartwright, Odell, and Watts as electors, to which the seal of the State of Oregon was affixed by the secretary of state, and signed by the governor and secretary, as required by section 60 of chapter 14, title 2, of the general laws of Oregon.

III.

The said John W. Watts, therein claimed to be one of the said electors, was, in the month of February, 1873, appointed a postmaster at La Fayette, in the State of Oregon, and was duly commissioned and qualified as such postmaster, that being an office of trust and profit under the laws of the United States, and continued to be and act as such postmaster from February, 1873, until after the 13th day of November, 1876, and was acting as such postmaster on the 7th day of November, 1876, when presidential electors were appointed by the State of Oregon; and that he, the said John W. Watts, was ineligible to be appointed as one of the said presidential electors.

IV.

When the governor of Oregon caused the lists of the names of the electors of said State to be made and certified, such lists did not contain the names of said John W. Watts, but did contain the names of John C. Cartwright, William H. Odell, and E. A. Cronin, who were duly appointed electors of President and Vice-President of the United States in the State of Oregon on the 7th day of November, 1876.

V.

It was the right and duty of the governor of Oregon, under the laws of that State, to give a certificate of election, or appointment as electors, to John C. Cartwright, William H. Odell, and E. A. Cronin, they being the three persons capable of being appointed presidential electors who received the highest number of votes at the election held in Oregon on the 7th day of November, 1876.

VI.

The said John C. Cartwright and William H. Odell had no right or authority in law to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, as there was no vacancy in the office of presidential elector on that day.

VII.

The said John C. Cartwright and William H. Odell had no right or authority in law to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, inasmuch as they did not on that day compose or form any part of the electoral college of the State of Oregon as by law constituted.

VIII.

The said John C. Cartwright and William H. Odell had no authority to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, because the said Watts was still on that day the postmaster at La Fayette, in the State of Oregon, and was still on that day holding the said office of profit and trust.

JAMES K. KELLY, of Oregon,
HENRY COOPER, of Tennessee,
LEWIS V. BOGY, of Missouri,
J. E. McDONALD, of Indiana,
J. W. STEVENSON, of Kentucky,

Senators.

DAVID DUDLEY FIELD, of New York,
J. R. TUCKER, of Virginia,
LAFAYETTE LANE, of Oregon,
G. A. JENKS, of Pennsylvania,
ANSEL T. WALLING, of Ohio,
HIESTER CLYMER, of Pennsylvania,
P. D. WIGGINTON, of California,
E. F. POPPLETON, of Ohio,
JNO. L. VANCE, of Ohio,
FRANK H. HURD, of Ohio,
J. K. LUTTRELL, of California,

Representatives.

By Mr. William Lawrence, a Representative from the State of Ohio :

The undersigned, Senators and Members of the House of Representatives of the United States, object to the certificates and papers purporting to be certificates of the electoral votes of the State of Oregon cast by E. A. Cronin, J. N. T. Miller, and John Parker, and by each of them ; and to the list of votes by them and each of them signed and certified as given for President of the United States and for Vice-President of the United States, for the following reasons :

First. The said E. A. Cronin, J. N. T. Miller, and John Parker were not, nor was either of them, appointed an elector of President and Vice-President of the United States for the State of Oregon.

Second. For that W. H. Odell, J. C. Cartwright, and J. W. Watts were duly appointed electors of President and Vice-President of the United States for the State of Oregon, and as such electors, at the time and place prescribed by law, cast their votes for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States, and the list of votes signed, certified, and transmitted by such electors to the President of the Senate are the only true and lawful lists of votes for President and Vice-President of the United States.

Third. That the said W. H. Odell, J. C. Cartwright, and J. W. Watts received the highest number of all the votes cast for electors of President and Vice-President of the United States by the qualified voters of the State of Oregon at the election held in said State on the 7th day of November, A. D. 1876 ; and the secretary of state of the State of Oregon duly canvassed said votes, and made and certified under his hand and the great seal of the State of Oregon, and delivered to said W. H. Odell, J. C. Cartwright, and J. W. Watts, two lists of the electors of President and Vice-President of the United States elected by the qualified voters of said State at said election, and showing that said W. H. Odell, J. C. Cartwright, and J. W. Watts were the persons having the highest number of votes of said qualified voters at such election, and were elected, which certificate is dated the 6th day of December, A. D. 1876, and which has been read before the two houses of Congress ; by reason of all which said Odell, Cartwright, and Watts were the lawful electors of President and Vice-President of the United States for the State of Oregon.

JOHN H. MITCHELL,
A. A. SARGENT,

Senators.

WILLIAM LAWRENCE,
EUGENE HALE,
GEO. W. MCCRARY,
N. P. BANKS,

Members of the House of Representatives.

The same having been read by the Secretary of the Senate and the Clerk of the House of Representatives,

The presiding officer thereupon asked for further objections, and, none being presented, announced that the said certificates, with the accompanying papers, together with the objections thereto, would be submitted to the Electoral Commission for its judgment and decision.

And thereupon,

The Senate, at 12 o'clock and 50 minutes p. m., (February 21,) withdrew to their chamber.

Whereupon,

The House resumed its legislative session.

The Speaker announced the commencement of the legislative day of February 21, 1877, and directed the journal of yesterday's proceedings to be read.

The same having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. DeBolt: The petition of the officers and directors of the Merchants' Exchange, of the Board of Trade of Saint Louis, and of the letter-carriers of said city, that the pay of said carriers be increased, to the Committee on Appropriations.

By Mr. Finley: A paper relating to the establishment of a post-route from Volusia, on the Saint John River, to Leesburgh, on Lake

Eustis, via Yallaha, Florida, to the Committee on the Post-Office and Post-Roads.

By Mr. House : The petition of school-directors of Davidson County, Tennessee, for the donation of Ash barracks, in said county, for school purposes, to the Committee on Military Affairs.

By Mr. Lapham : The petition of Edgar Parker and other citizens of Geneva, New York, for the repeal of the bank-tax laws;

By Mr. Luttrell : The petition of the Vinicultural Society of Saint Helena, California, for the amendment of the revenue laws relating to the importation of foreign wine and liquors ;
to the Committee of Ways and Means.

Also, the petition of Milton S. Latham and others, of California, that if a subsidy be granted for a mail between the United States and China, it be a semi-monthly mail, and the subsidy applicable alike to the Pacific Mail Steamship Company and the Occidental and Oriental Steamship Company, to the Committee on the Post-Office and Post-Roads.

By Mr. McCrary : Papers relating to the petition of W. A. Britton, late marshal for the western district of Arkansas, for compensation for certain services performed by him, to the Committee on Appropriations.

By Mr. Powell : The petition of J. R. Budd and 33 other citizens of Wayne County, Pennsylvania, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Purman : The petition of Amos Hunt and 35 other citizens of Washington City, D. C., for the extension of the Capitol grounds and the erection of library and Supreme Court buildings ;

Also, the petition of citizens of Falls Church, Virginia, of similar import ;
to the Committee on Public Buildings and Grounds.

By Mr. James B. Reilly : Four petitions, three from citizens of Pottsville, Pennsylvania, the fourth from citizens of Schuylkill County, Pennsylvania, for aid in the construction of the Southern Pacific Railroad, to the Committee on the Pacific Railroad.

By Mr. Savage : The petition of T. Worthington, of Ohio, that he be granted a pension until paid for civil services, to the Committee on Military Affairs.

By Mr. Thompson : The petition of Abbie G. H. Todd and 93 others, of the Women's Christian Temperance Union of Massachusetts, and Daniel G. Todd and 63 others, for legislation restraining the manufacture of intoxicating liquors and the importation thereof into the United States to such an amount only as shall be required for medicinal and mechanical purposes in the arts ;

Also, two petitions, one from Thomas Pickett and 36 others, of Beverly, Massachusetts, the other from the Asiatic Bank of Salem, Massachusetts, and numerous bank-officers of said city, for the repeal of the bank-tax laws ;
to the Committee of Ways and Means.

By Mr. Ward : The petition of ship-owners, merchants, and underwriters of the port of New York, against crippling the usefulness of the United States Coast Survey by curtailing the usual appropriations for its support, to the Committee on Appropriations.

By Mr. Erastus Wells : The petition of the board of directors of the Merchants' Exchange of Saint Louis, Missouri, for the repeal of the bankrupt laws, to the Committee of Ways and Means.

By Mr. Wigginton : The petition of John W. Burrows and 125 others,

for a mail-route from Mariposa to Hite's Cove, Mariposa County, California;

By Mr. James Williams: A paper relating to the establishment of a post-route from Lewiston to Rehoboth, Delaware;

to the Committee on the Post-Office and Post-Roads.

Mr. Holman, from the Committee on Appropriations, reported a bill (H. R. 4680) making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1878, and for other purposes; which was read twice.

Mr. Kasson reserved all points of order on the said bill.

Mr. Saylor, from the Select Committee on the Recent Election in the State of South Carolina, submitted a report in writing thereon; which, with the views of the minority, submitted by unanimous consent, when prepared, were ordered to be printed and recommitted to the said committee and also printed in the Record.

Mr. Tucker, by unanimous consent, introduced a bill (H. R. 4681) for the removal of the disabilities of Robert H. Chilton, of the State of Georgia; which was read twice, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Rusk: A bill (H. R. 4682) to carry out the provisions of an act entitled "An act for the further security of the navigation of the Mississippi River," approved March 3, 1875, to the Committee on Commerce.

By Mr. Banks: A bill (H. R. 4683) for the relief of Henry Voelter, to the Committee on Patents.

By Mr. Abram S. Hewitt: A bill (H. R. 4684) to declare Little Hell Gate not a navigable channel, and to accord the assent of the United States to the filling up of the same, to the Committee on Commerce.

By Mr. Thomas L. Jones: A bill (H. R. 4685) for the relief of L. M. Northcutt, of the county of Trenton, State of Kentucky, to the Committee on War-Claims.

By Mr. Robert B. Vance: A bill (H. R. 4686) granting a pension to Elizabeth Sherill, widow of M. Sherill, a soldier of the revolutionary war, to the Committee on Revolutionary Pensions.

Mr. Neal, by unanimous consent, from the Committee for the District of Columbia, to which was referred the bill of the House (H. R. 4554) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes, with the amendments of the Senate thereto, reported the same, recommending non-concurrence in the said amendments.

Ordered, That the House non-concur in the said amendments and ask a conference with the Senate on the disagreeing votes of the two houses thereon.

Mr. John L. Vance, from the Committee on Printing, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved by the House of Representatives, (the Senate concurring), That there be printed 300,000 copies of the report of the Commissioner of Agriculture for 1876; 224,000 copies for the use of the House of Representatives, 56,000 copies for the use of the Senate, and 20,000 copies for the use of the Department of Agriculture.

Mr. John L. Vance moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said resolution.

Mr. Cabell, by unanimous consent, from the Committee on War-Claims, to which was referred the bill of the House (H. R. 4411) for the relief of John W. Skiles, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be committed to a Committee of the Whole House and printed.

Mr. Kidder, by unanimous consent, presented a memorial of the legislative assembly of the Territory of Dakota to Congress, remonstrating against the establishment of a new Territory out of the Black Hills; which was referred to the Committee on the Territories and ordered: to be printed in the Record.

Also, by unanimous consent, a memorial of the legislative assembly of the Territory of Dakota to Congress, asking for a grant of land to aid in the construction of a railroad from Yankton, via Bon Homme and Springfield, to the Black Hills, Dakota Territory; which was referred to the Committee on Railways and Canals.

Also, by unanimous consent, a joint resolution of the legislative assembly of the Territory of Dakota, relative to changing the time of meeting of the legislative assembly, and for an extra session in 1878; which was referred to the Committee on the Territories.

Also, by unanimous consent, a memorial of the legislative assembly of the Territory of Dakota, asking for an appropriation to improve the navigation of the Red River of the North; which was referred to the Committee on Commerce.

On motion of Mr. Hardenbergh, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the memorial of Eli Baskins, late of Company A, Tenth Regiment Tennessee Volunteers, and bills of the House of the following titles, and the same were laid on the table, viz:

H. R. 4180. A bill to declare the true intent and meaning of an act entitled "An act to relinquish the interest of the United States in certain lands to the city and county of San Francisco, California."

H. R. 3164. A bill for the relief of Lieutenant C. A. Outler.

H. R. 4495. A bill for the relief of Henry G. Healy, late lieutenant-colonel of the Sixty-fifth Regiment of New York Volunteers.

Ordered, That the accompanying reports be printed.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 2690. An act to refund to the mayor and city council of Baltimore certain moneys illegally assessed and collected for internal-revenue tax.

The Senate have agreed to the amendment of the House to the bill of the Senate (S. 1185) to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapaho and Cheyenne Indians.

The President of the United States has notified the Senate that he did, on the 16th instant, approve and sign a bill of the Senate of the following title, viz:

S. 1222. An act to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, and for other purposes.

Also, that he did, on the 17th instant, approve and sign bills of the Senate of the following titles, viz:

S. 1139. An act to change the time of holding the October term of the United States district court for the district of Nebraska.

S. 824. An act for the relief of Hannah L. Lloyd, as executrix, and George W. King, executor, of William Lloyd, deceased.

And then,

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House H. R. 4680, (sundry civil appropriations,) had come to no resolution thereon.

Mr. Throckmorton, by unanimous consent, presented the memorial of Benjamin F. Overton, governor of the Chickasaw Nation, and Thomas W. Johnson and John E. Anderson, citizens of said nation; which was referred to the Committee on Indian Affairs and ordered to be printed.

Mr. Holman, at 4 o'clock and 40 minutes p. m., moved that the House take a recess until 7½ o'clock p. m.

Pending which,

Mr. Knott moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 22;) which motion was not agreed to.

The question then recurred on the motion of Mr. Holman.

Pending which,

The Speaker, by unanimous consent, laid before the House the following executive communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, transmitting a report of the Adjutant-General on the petition of W. W. Livingston, brevet lieutenant-colonel United States Army, to the Committee on Military Affairs.

II. A letter from the Secretary of War, transmitting a report on obstructions to navigation at the entrance of the harbor of Brazos de Santiago, Texas, to the Committee on Commerce.

III. A letter from the Secretary of the Interior, transmitting a communication from the Commissioner of the General Land-Office, inclosing an estimate of appropriations for surveys in North Carolina, to the Committee on the Public Lands.

IV. A letter from the Secretary of War, transmitting a report of the board of engineers on the security of navigation of the Mississippi River, to the Committee on Commerce and ordered to be printed.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Anderson, for ten days.

To Mr. John H. Bagley, jr., for three days.

To Mr. Frank Jones, for one week.

By unanimous consent, leave was granted Mr. Foster to withdraw from the files of the House the papers in the case of John W. Douglass.

And then,

The motion of Mr. Holman was agreed to, and the House accordingly took a recess until 7½ o'clock p. m.

AFTER THE RECESS.

(Wednesday, February 21, 1877—7½ p. m.)

A message from the Senate, by Mr. Symson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 901. An act for the relief of J. E. Robertson & Co., of Indianapolis, Indiana.

The Senate have passed a bill of the House of the following title, viz: H. R. 4187. 'An act making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes; with amendments, in which I am directed to ask the concurrence of the House.

The President of the United States has notified the Senate that he did, on the 20th inst., approve and sign a bill of the Senate, of the following title, viz:

S. 1141. An act to encourage and promote telegraphic communication between America and Europe.

And then,

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee being found without a quorum, he had directed the roll to be called, when the following-named members failed to answer to their names, viz:

Messrs. Josiah G. Abbott, Charles H. Adams, William B. Anderson, George A. Bagley, John H. Baker, Nathaniel P. Banks, Lyman K. Bass, George M. Beebe, Joseph C. S. Blackburn, Archibald M. Bliss, Andrew R. Boone, Taul Bradford, John Young Brown, William R. Brown, Charles W. Buttz, William P. Caldwell, Nathan T. Carr, Thomas J. Cason, Chester W. Chapin, Philip Cook, Samuel S. Cox, William W. Crapo, Lorenzo Crounse, John M. Davy, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Beverly B. Douglas, George H. Durand, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, David Dudley Field, Edwin Flye, Greenbury L. Fort, William P. Frye, James A. Garfield, Lucien C. Gause, Randall L. Gibson, Thomas M. Gunter, Eugene Hale, Robert Hamilton, Julian Hartridge, Henry H. Hatborn, William S. Haymond, Charles Hays, George W. Hendee, Eli J. Henkle, Goldsmith W. Hewitt, George F. Hoar, Solomon L. Hoge, Charles E. Hooker, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, John A. Kasson, William D. Kelley, William S. King, Lucius Q. C. Lamar, Franklin Landers, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, William M. Levy, Scott Lord, John K. Luttrell, Henry S. Magoon, Clinton D. McDougall, William McFarland, Samuel F. Miller, Charles W. Milliken, Hernando D. Money, James Monroe, Charles H. Morgan, Charles E. Nash, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, John B. Packer, Henry B. Payne, James Phelps, William A. Phillips, Harris M. Plaisted, Thomas C. Platt, Joseph Powell, Henry O. Pratt, William J. Purman, James B. Reilly, Americus V. Rice, John Robbins, Charles B. Roberts, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, John G. Schumaker, James Sheakley, Otho R. Singleton, William F. Slemons, Milton I. Southard, William A. J. Sparks, William S. Stenger, Alexander H. Stephens, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, Philip F. Thomas, John R. Tucker, Jacob Turney, Nelson H. Van Vorhes, John T. Wait, Charles C. B. Walker, Alexander S. Wallace, John W. Wallace, Ansel T. Walling, Elijah Ward, Henry Watterson, G. Wiley Wells, William A. Wheeler, George Willard, Alpheus S. Williams, Charles G. Williams, James

Williams, William W. Wilshire, Alan Wood, jr., Fernando Wood, William Woodburn, Laurin D. Woodworth, Casey Young.

A quorum having appeared,

Mr. Knott, at 8 o'clock and 40 minutes p. m., moved that the House take a further recess until 10 o'clock a. m. to-morrow, (February 22;) which motion was disagreed to.

And then,

The House, without further order, resumed its session in Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee being found without a quorum, he had directed the roll to be called, when the following-named members failed to answer to their names, viz :

Messrs. Josiah G. Abbott, Charles H. Adams, William B. Anderson, John H. Baker, Nathaniel P. Banks, Lyman K. Bass, George M. Beebe, Joseph C. S. Blackburn, Archibald M. Bliss, Andrew R. Boone, Taul Bradford, John Young Brown, William R. Brown, Charles W. Buttz, William P. Caldwell, Nathan T. Carr, Thomas J. Cason, Chester W. Chapin, Philip Cook, Samuel S. Cox, William W. Crapo, Lorenzo Crounse, Lorenzo Danford, John M. Davy, Dudley C. Denison, George G. Dibrell, Samuel A. Dobbins, Beverly B. Douglas, George H. Durand, John R. Eden, Albert G. Egbert, E. John Ellis, James L. Evans, Charles J. Faulkner, David Dudley Field, Edwin Flye, Greenbury L. Fort, William P. Frye, James A. Garfield; Lucien C. Gause, Randall L. Gibson, Thomas M. Gunter, Eugene Hale, Robert Hamilton, Julian Hartridge, Henry H. Hathorn, William S. Haymond, Charles Hays, George W. Hendee, Eli J. Henkle, Goldsmith W. Hewitt, George F. Hoar, Solomon L. Hoge, James H. Hopkins, George G. Hoskins, John F. House, Jay A. Hubbell, Andrew Humphreys, Morton C. Hunter, Eppa Hunton, Stephen A. Harlbut, John M. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, John A. Kasson, William D. Kelley, William S. King, Lucius Q. C. Lamar, Franklin Landers, Elbridge G. Lapham, William Lawrence, Elias W. Leavenworth, William M. Levy, Scott Lord, John K. Luttrell, Henry S. Magoon, Clinton D. McDougall, William McFarland, Samuel F. Miller, Charles W. Milliken, Hernando D. Money, James Monroe, Charles H. Morgan, Charles E. Nash, Jephtha D. New, Nelson I. Norton, William J. O'Brien, N. Holmes Odell, John B. Packer, Henry B. Payne, James Phelps, William A. Phillips, Harris M. Plaisted, Thomas C. Platt, Joseph Powell, Henry O. Pratt, William J. Purman, James B. Reilly, Americus V. Rice, John Robbins, Charles B. Roberts, Miles Ross, Jeremiah M. Rusk, Ezekiel S. Sampson, John S. Savage, John G. Schumaker, James Sheakley, Otho R. Singleton, William F. Slemmons, William E. Smith, Milton I. Southard, William A. J. Sparks, William S. Stenger, Alexander H. Stephens, William H. Stone, William H. H. Stowell, Thomas Swann, John K. Tarbox, Frederick H. Teese, Philip F. Thomas, John R. Tucker, Jacob Turney, Nelson H. Van Vorhes, John T. Wait, Charles C. B. Walker, Alexander S. Wallace, John W. Wallace, Ansel T. Walling, Elijah Ward, Henry Watterson, G. Wiley Wells, William A. Wheeler, Alpheus S. Williams, Charles G. Williams, James Williams, William W. Wilshire, Alan Wood, jr., Fernando Wood, William Woodburn, Laurin D. Woodworth, Casey Young.

A quorum having appeared,

On motion of Mr. Holman, the House took a further recess until 10 o'clock a. m. to-morrow, (February 22.)

AFTER THE RECESS.

(Thursday, February 22, 1877—10 o'clock a. m.)

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 4472. An act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

And then,

On motion of Mr. Holman, the rules were suspended and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House H. R. 4680, (sundry civil appropriations,) had come to no resolution thereon.

And then, by unanimous consent, at 11 o'clock and 59 minutes a. m. (February 22,) the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Thursday, February 22, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Cabell: The petition of citizens of Floyd and Montgomery Counties, Virginia, for a post-route from Christiansburgh, via Altizer's Store, in Montgomery County, Fulcher's, in Floyd County, Alum Ridge, and Indian Creek, to Greasy Creek, to the Committee on the Post-Office and Post-Roads.

By Mr. Caulfield: The petition of importers of Chicago, for an amendment to the revenue laws changing the manner of transporting imported goods, to the Committee of Ways and Means.

By Mr. Chapin: The petition of Adelia E. Ball and Edwin P. Ball, administrators, for an extension of letters-patent for an improvement in operating steam-stamps, to the Committee on Patents.

By Mr. Crouse: The petition of W. H. Stratton and others, of Nebraska, for cheap telegraphy;

By Mr. Felton: The petition of citizens of Georgia, for a post-route from Cave Spring to Livingston, Floyd County, Georgia; to the Committee on the Post-Office and Post-Roads.

By Mr. Freeman: The petition of citizens of Pennsylvania, that pensioners be paid from the date of their discharge from the Army, to the Committee on Invalid Pensions.

By Mr. Glover: The petition of letter-carriers of Saint Louis, Missouri, for an increase of pay, to the Committee on the Post-Office and Post-Roads.

By Mr. Hatcher: The petition of letter-carriers of Saint Louis, of similar import, to the Committee on Appropriations.

By Mr. Andrew H. Hamilton: Two petitions from citizens of Columbia City, Indiana, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Kehr: The petition of letter-carriers of Saint Louis, Missouri, for an increase of pay, to the Committee on Appropriations.

By Mr. Lawrence: The petition of L. Boyd and others, of Springfield,

Ohio, for the abolition of the oath of office, to the Committee on the Judiciary.

By Mr. Morrison: The petition of F. E. Atwood and other citizens of Alton, Illinois, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Pierce: The petition of H. M. Davis, widow of the late Rear-Admiral Davis, for a pension for herself and children, to the Committee on Invalid Pensions.

By Mr. Springer: The petition of John A. Petefish and other citizens of Cass County, Illinois, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Terry: A paper relating to the establishment of a post-route from Dublin to White Gate, Virginia, to the Committee on the Post-Office and Post-Roads.

By Mr. Warren: Memorial and resolutions of the citizens of Brookline, Massachusetts, relative to counting the electoral votes, to the Committee on the Judiciary.

By Mr. Erastus Wells: The petition of citizens of Saint Louis, Missouri, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

On motion of Mr. Holman, by unanimous consent, bills of the House of the following titles, with amendments of the Senate thereto, were taken from the Speaker's table and referred to the Committee on Appropriations, viz:

H. R. 4187. An act making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 4472. An act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes.

Ordered, That the said bills and amendments be printed.

Mr. Hubbell, by unanimous consent, presented a joint resolution of the legislature of Michigan, asking for an appropriation for the erection of a light-house and steam fog-signal on Stannard's Rock, Lake Superior; which was referred to the Committee on Appropriations and ordered to be printed in the Record.

Mr. Lane, by unanimous consent, presented the petition of the Board of Trade of the City of Portland, Oregon, praying for the passage of the bill for the extension of time for the completion of the Northern Pacific Railroad; which was referred to the Committee on the Pacific Railroad and ordered to be printed in the Record.

Also, by unanimous consent, the petition of the Board of Trade of the city of Portland, Oregon, praying for an appropriation for the improvement of the Lower Willamette and Lower Columbia Rivers; which was referred to the Committee on Commerce and ordered to be printed in the Record.

Mr. Humphreys, by unanimous consent, presented the petition of certain citizens of Indiana, praying the abolition of war-taxes on banks; which was referred to the Committee of Ways and Means.

Mr. Walling, by unanimous consent, introduced a bill (H. R. 4687) to extend the time for stamping unstamped instruments; which was read twice, referred to the Committee of Ways and Means, and ordered to be printed.

Mr. Willis, by unanimous consent, from the Committee on Naval Affairs, to which was referred the bill of the House (H. R. 4339) to authorize and equip an expedition to the Arctic Seas, reported the same without amendment, accompanied by a report in writing thereon.

Ordered, That the said bill and report be printed and recommitted to the said committee, not to be brought back into the House on a motion to reconsider.

Mr. Willis, also by unanimous consent, presented a memorial of John D. Jones and others, praying the passage of a bill organizing an expedition to the Arctic Seas; which was referred to the Committee on Naval Affairs.

Also, by unanimous consent, a memorial of the Association of the Bar of the City of New York, urging the passage of the bill of the House (H. R. 4561) to provide for appearance on behalf of the United States in foreclosure suits; which was referred to the Committee on the Judiciary.

On motion of Mr. Kehr, by unanimous consent, the Committee on Commerce was discharged from the further consideration of the petition of Samuel H. Travers and others, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. Abram S. Hewitt, by unanimous consent, from the Committee on Foreign Affairs, reported a joint resolution (H. Res. 196) authorizing the President to designate and set apart a site for the colossal statue of "Liberty," and to provide for the permanent maintenance and preservation thereof; which joint resolution was read twice, engrossed, read the third time, and passed.

Mr. Abram S. Hewitt moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Sayler, by unanimous consent, submitted the following resolution: which was read, considered, and agreed to, viz:

Resolved, That the Secretary of War be requested to report upon the expediency and utility of constructing a harbor of refuge upon the Ohio River at the mouth of Crawfish Bayou, on the eastern border of the city of Cincinnati, and to make a like report as to the mouth of Little Miami River, above said city.

On motion of Mr. Kasson, by unanimous consent, the bill of the Senate (S. 949) for the relief of A. M. Garoutte, late captain and assistant quartermaster, United States Army, was taken from the Speaker's table, read twice, and referred to the Committee on War-Claims, not to be brought back into the House on a motion to reconsider.

On motion of Mr. Cook, by unanimous consent, the Committee on Military Affairs was discharged from the further consideration of the memorial of Alexander Sartorius and bills of the House of the following titles, and the same were laid on the table, viz:

H. R. 358. A bill in relation to Army officers who have been commissioned from the ranks.

H. R. 4318. A bill to authorize the President to restore John Jackson to his former rank in the Army.

Ordered, That the accompanying reports be printed.

By unanimous consent, bills were introduced, read twice, ordered to be printed, and referred as follows, viz:

By Mr. Mackey: A bill (H. R. 4688) for the relief of Abram C. Miller, late lieutenant of Company E, One hundred and eighty-fourth Regiment Pennsylvania Volunteers, to the Committee on War-Claims.

By Mr. Alexander S. Wallace: A bill (H. R. 4689) for the relief of P. D. Gaither, to the Committee of Claims.

By Mr. Davy: A bill (H. R. 4690) to amend section 2535 of the Revised Statutes of the United States, extending the western boundary of

the district of Genesee, in the State of New York, to the western line of Orleans County, to the Committee on Commerce.

Mr. Caswell, by unanimous consent, submitted the following resolution; which was referred to the Committee of Accounts, viz:

Resolved, That the Clerk of the House of Representatives is hereby authorized and directed to pay, out of the contingent fund of this House, to Samuel M. Freeman the sum of \$86.40, for services rendered under the Doorkeeper of this House from the 22d of July to the 15th of September, inclusive, at the rate of \$3.60 per day.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee did this day present to the President of the United States bills of the House of the following numbers, viz:

H. R. 7, 429, 859, 1984, 4251, 4576.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the following titles, viz:

S. 1252. An act for the erection of a fire-proof building for the national museum;

S. 1270. An act to authorize the printing and distribution of the memorial addresses on the life and character of the late Michael C. Kerr; and

S. 1271. An act to authorize the printing and distribution of the eulogies delivered in Congress on the announcement of the death of the late Allen T. Caperton, a Senator from the State of West Virginia; in which I am instructed to ask the concurrence of the House of Representatives.

The Senate have passed the following resolutions, in which I am instructed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring,) That of a digest of the opinions of the Attorneys-General and of the decisions of the Federal courts with reference to international law and kindred subjects, prepared at the Department of State, there be printed, in addition to the usual number, 500 copies for the use of the Senate, 1,500 copies for the use of the House of Representatives, and 1,000 copies for the use of the Department of State.

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 4,500 extra copies of the Report of the Commissioner of Fish and Fisheries for the years 1875 and 1876; of which 1,000 shall be for the use of the Senate, 2,500 for the use of the House of Representatives, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 4,500 extra copies of the Report of the Commissioner of Fish and Fisheries for the years 1874 and 1875; of which 1,000 copies shall be for the use of the Senate, 2,500 for the use of the House of Representatives, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined, and found truly enrolled, bills of the following titles:

S. 1185. An act to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapaho and Cheyenne Indians; and

H. R. 2690. An act to refund to the mayor and city council of Baltimore certain moneys illegally assessed and collected for internal-revenue tax;

When

The Speaker signed the same.

By unanimous consent, indefinite leave of absence was granted to Mr. Dibrell and Mr. Goldsmith W. Hewitt.

By unanimous consent, leave was granted to Mr. Hopkins to withdraw from the files of the House the papers in the case of Finley Patterson.

And then,

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House H. R. 4680, (sundry civil appropriations,) had come to no resolution thereon.

And then,

On motion of Mr. Poppleton, the House took a recess until 10 o'clock a. m. to-morrow, (February 23.)

AFTER THE RECESS.

(Friday, February 23, 1877—10 o'clock a. m.)

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House H. R. 4680, (sundry civil appropriations,) had come to no resolution thereon.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker : The Senate has passed, without amendment, bills of the House of the following titles, viz :

H. R. 3163. An act to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Synepuxent Bay, in Worcester County, Maryland.

H. R. 4668. An act to perfect the revision of the statutes of the United States and of the statutes relating to the District of Columbia.

The Senate have passed a bill of the House of the following title, viz :

H. R. 4559. An act making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and prior years, and for other purposes; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

And then,

On motion of Mr. Holman, at 11 o'clock and 59 minutes a. m., the House took a further recess until 12 o'clock m.

AFTER THE RECESS.

(Friday, February 23, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the legislative assembly of Montana Territory, for a change in the boundary-lines of said Territory, to the Committee on the Territories.

By Mr. Boone: The petition of William F. Fagan, E. B. Eddings, and 26 other citizens of Kentucky, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Buckner: Joint resolutions of the legislature of Missouri, protesting against the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

By Mr. Cate: Memorial of the legislature of Wisconsin, asking for

the repeal of the law demonetizing silver, to the Committee on Banking and Currency.

By Mr. Danford: The petition of Isaac W. Hall and other citizens of Quaker City, Ohio, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. DeBolt: The petition of Cornell Cheney and 66 others, of Harrison County, Missouri, for cheap telegraphy;

By Mr. Dunnell: The petition of J. K. Fancher and 100 other citizens of Minnesota, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Henderson: The petition of Benjamin S. Ferris and 17 other citizens of Princeton, Bureau County, Illinois, for the repeal of the bank-tax laws;

By Mr. Humphreys: The petition of citizens of Sullivan County, Indiana, of similar import;

to the Committee of Ways and Means.

By Mr. Rea: The petition of letter-carriers and citizens of Saint Louis, Missouri, to re-instate the pay of letter-carriers, to the Committee on the Post-Office and Post-Roads.

Also, the petition of citizens of De Kalb County, Missouri, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

Also, the petition of citizens of De Kalb and Gentry Counties, Missouri, for the removal of limitation on the time for applications for pensions, to the Committee on Invalid Pensions.

By Mr. Robinson: The petition of John A. Charles and 62 other citizens of Fairmount, Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

Also, the petition of M. S. Bundy and other citizens of New Castle, Indiana, for the repeal of the bank-tax laws;

By Mr. Thomas: Two petitions, one from Samuel Hambleton, J. L. Adkins, and other citizens of Talbot County, the other from Robert B. Dixon and other citizens of Talbot County, Maryland, for the repeal of the bank-tax laws;

to the Committee of Ways and Means.

By Mr. Thornburgh: A paper relating to the establishment of a post-route from Rogersville to Estillville, Tennessee, to the Committee on the Post-Office and Post-Roads.

Also, the petition of Thomas L. Duncan, late a private in Company I, Seventh Tennessee Mounted Infantry, for a pension, to the Committee on Invalid Pensions.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 901. An act for the relief of J. E. Robertson, of Indianapolis, Indiana; and

S. 691. An act for the relief of Edward A. Leland.

Mr. Andrew H. Hamilton, from the same committee, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 3163. An act to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Syneuxent Bay, in Worcester County, Maryland; and

H. R. 4668. An act to perfect the revision of the statutes of the United States and of the statutes relating to the District of Columbia; When

The Speaker signed the same.

The Speaker having called the attention of the House to the constant violation of that portion of rule 65 which relates to smoking within the bar of the House,

Mr. Banks submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the Committee on Public Buildings and Grounds be instructed to report forthwith a resolution forbidding the sale of cigars or any other merchandise, except newspapers, periodicals, and photographs, within that portion of the Capitol under the control of the House of Representatives;

And the House seconded the same.

The main question was then ordered;

And being put, viz:

Will the House agree to the said resolution?

The same was not agreed to.

Mr. Kelley, by unanimous consent, presented a memorial of the Philadelphia Board of Trade, relative to the tariff laws: which was referred to the Committee of Ways and Means and ordered to be printed in the Record.

On motion of Mr. Hill, the Committee of Ways and Means was discharged from the further consideration of the bill of the House (H. R. 4252) for the relief of John W. Dood & Co., of Indianapolis, Indiana, and the same was referred to the Committee on Public Buildings and Grounds.

On motion of Mr. John L. Vance, by unanimous consent, the bill of the Senate (S. 1270) to authorize the printing and distribution of the memorial addresses on the life and character of the late Michael C. Kerr was taken from the Speaker's table and read a first and second time.

The House having proceeded to its consideration,

Mr. Vance submitted amendments as follows:

In line 1 strike out "nine" and insert *twelve*, and in line 4 strike out "six" and insert *nine*.

The said amendments were agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

On motion of Mr. John L. Vance, by unanimous consent, the following resolutions of the Senate were taken from the Speaker's table and referred to the Committee on Printing, viz:

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 4,500 extra copies of the Report of the Commissioner of Fish and Fisheries for the years 1874 and 1875; of which 1,000 copies shall be for the use of the Senate, 2,500 for the use of the House of Representatives, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 4,500 extra copies of the Report of the Commissioner of Fish and Fisheries for the years 1875 and 1876; of which 1,000 shall be for the use of the Senate, 2,500 for the use of the House of Representatives, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Resolved by the Senate, (the House of Representatives concurring,) That 5,000 additional copies of the testimony taken before the Committee on Privileges and Elections in regard to the late presidential election in the

States of Louisiana, Florida, and South Carolina, and to the casting of the electoral votes in the State of Oregon, be printed; 1,500 for the use of the Senate and 3,500 for the use of the House of Representatives.

Resolved by the Senate, (the House of Representatives concurring,) That of a digest of the opinions of the Attorneys-General and of the decisions of the Federal courts with reference to international law and kindred subjects, prepared at the Department of State, there be printed, in addition to the usual number, 500 copies for the use of the Senate, 1,500 copies for the use of the House of Representatives, and 1,000 copies for the use of the Department of State.

On motion of Mr. Benjamin Wilson, by unanimous consent, the bill of the Senate (S. 1271) to authorize the printing and distribution of the eulogies delivered in Congress on the announcement of the death of the late Allen T. Caperton, a Senator from the State of West Virginia, was taken from the Speaker's table, read three times, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cook, by unanimous consent, from the Committee on Military Affairs, to which was referred the bill of the Senate (S. 286) for the relief of W. S. McComb, of the State of Georgia, reported the same without amendment.

The House having proceeded to its consideration,

Ordered, That the bill be read the third time.

The bill was accordingly read the third time and passed.

Mr. Cook moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the passage of the said bill.

The Speaker announced that he had appointed Mr. Neal, Mr. Hart-ridge, and Mr. Crapo to be the managers at the conference, heretofore asked, on the part of the House, on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4564) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes.

Ordered, That the Clerk acquaint the Senate therewith.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the following titles, viz: S. 915. An act to remove the political disabilities of D. H. Hill, of North Carolina;

S. 1096. An act to remove the political disabilities of R. G. Gatlin, of Arkansas;

S. 1136. An act to remove the political disabilities of Wade H. Gibbs, of South Carolina;

S. 1225. An act to amend section 2291, of the Revised Statutes of the United States, in relation to proof required in homestead entries;

S. 1272. An act to remove the political disabilities of William Butler, of South Carolina;

S. 1273. An act to remove the political disabilities of William R. Jones, of Texas;

S. 1274. An act to remove the political disabilities of S. P. Moore, doctor of medicine, a citizen of Virginia;

S. 1276. An act to remove the political disabilities of W. F. Carrington, of Virginia;

S. 1277. An act to remove the political disabilities of Catesby ap R. Jones, of Alabama;

S. 1278. An act to remove the political disabilities of John S. Mar-
maduke;
in which bills I am directed to ask the concurrence of the House of Repre-
sentatives.

The Senate have passed, without amendment, bills of the House of
the following titles, viz:

H. R. 1231. An act for the relief of the board of trustees of the An-
tietam National Cemetery;

H. R. 1947. An act granting to the city of Stevens Point, Wisconsin,
a certain piece of land;

H. R. 2197. An act for the relief of Henry B. Kelly, of Louisiana, from
political disabilities imposed by the fourteenth amendment;

H. R. 3093. An act for the relief of the legal representatives of Zach-
ariah B. Washburne, deceased;

H. R. 3566. An act to authorize the board of trustees of the city of
Cheyenne, Wyoming, to enter and purchase for the use of said city cer-
tain public lands.

The Senate have passed bills of the House of the following titles, viz:

H. R. 3260. An act to remove the disabilities of Lawrence S. Baker,
of Tarborough, North Carolina;

H. R. 3636. An act to remove the political disabilities of Richard S.
Kinney and William R. Jones;

H. R. 3730. An act to remove the political disabilities of John D.
Simms and Samuel G. Turner, of Virginia;

H. R. 3791. An act to remove the legal and political disabilities of
William A. Webb, of Virginia;
with amendments, in which I am directed to ask the concurrence of the
House of Representatives.

On motion of Mr. Holman, by unanimous consent, the bill of the
House H. R. 4559, (deficiency appropriations,) with the amendments of
the Senate thereto, was taken from the Speaker's table and referred
to the Committee on Appropriations.

Ordered, That the said bill and amendments be printed.

Mr. Bright moved that the House resolve itself into a Committee of
the Whole House; which motion was not agreed to.

And then,

On motion of Mr. Holman, the House resolved itself into the Commit-
tee of the Whole House on the state of the Union; and after some time
spent therein the Speaker resumed the chair and Mr. Buckner reported
that the committee, having had under consideration the bill of the
House H. R. 4680, (sundry civil appropriations,) had come to no resolu-
tion thereon.

Mr. Clymer, at 3 o'clock and 20 minutes p. m., moved that the House
take a recess until 10 o'clock a. m. to-morrow, (February 24;)

And the question being put,

It was decided in the affirmative,	{	Yeas	131
		Nays	109
		Not voting.	50

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
Jos. C. S. Blackburn
Richard P. Bland
Archibald M. Bliss
James H. Blount

Mr. Andrew R. Boone
Taul Bradford
John M. Bright
John Young Brown
Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell

Mr. Milton A. Candler
Nathan T. Carr
George W. Cate
Bernard G. Caulfield
John B. Clarke
John B. Clark, jr.
Heester Clymer
Alex. G. Cochrane
Francis D. Collins

Mr. Philip Cook
Jacob P. Cowan
Samuel S. Cox
David B. Culbertson
Joseph J. Davis
Rezin A. DeBolt
George G. Dillard
Milton J. Durham
John R. Eden

Mr. Albert G. Egbert	Mr. Thomas L. Jones	Mr. John H. Reagan	Mr. Charles P. Thompson
E. John Ellis	J. Proctor Knott	John Reilly	Philip F. Thomas
Charles J. Faulkner	Lucius Q. C. Lamar	Americus V. Rice	J. W. Throckmorton
William H. Felton	Franklin Landers	Haywood Y. Riddle	John R. Tucker
Jesse J. Finley	Lafayette Lane	William M. Robbins	Jacob Turney
William H. Forney	William M. Levy	Charles B. Roberts	John L. Vance
Benjamin J. Franklin	Burwell B. Lewis	Miles Ross	Robert B. Vance
Benoni S. Fuller	John K. Luttrell	John S. Savage	Alfred M. Waddell
John M. Glover	William P. Lynde	Milton Saylor	Charles C. B. Walker
Thomas M. Gunter	L. A. Mackey	Alfred M. Scales	Gilbert C. Walker
Andrew H. Hamilton	Levi Maish	Gustave Schloicher	Ansel T. Walling
Robert Hamilton	William McFarland	James Sheakley	William Walsh
Henry R. Harris	John A. McMahon	Otho R. Singleton	Elijah Ward
John T. Harris	Henry B. Metcalfe	William F. Slemmons	William W. Warren
Julian Hartridge	Charles W. Milliken	William E. Smith	W. C. Whitthorne
William Hartzell	Roger Q. Mills	Milton I. Southard	Peter D. Wigginton
Robert A. Hatcher	Hernando D. Money	William A. J. Sparks	Scott Wike
Abram S. Hewitt	William R. Morrison	William M. Springer	Alpheus S. Williams
Benjamin H. Hill	William Mutchler	William H. Stanton	Jere N. Williams
Charles E. Hooker	Lawrence T. Neal	William S. Stenger	Benjamin A. Willis
John F. House	N. Holmes Odell	William H. Stone	Benjamin Wilson
Andrew Humphreys	John F. Phillips	Thomas Swann	Jesse J. Yeates
Frank H. Hurd	Earley F. Poppleton	Frederick H. Teese	Casey Young
George A. Jenks	David Rea	William Terry	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. Alanson M. Kimball	Mr. Julius H. Seelye
George A. Bagley	James L. Evans	George M. Landers	C. H. Sinnickson
John H. Baker	Edwin Flye	Elbridge G. Lapham	Robert Smalls
William H. Baker	Greenbury L. Fort	J. V. Le Moine	A. Herr Smith
Latimer W. Ballou	Charles Foster	John R. Lynch	Horace B. Strait
Nathaniel P. Banks	Chapman Freeman	Henry S. Magoon	Adlai E. Stevenson
George M. Beebe	William P. Frye	George W. McCrary	Jacob M. Thornburgh
James B. Belford	James A. Garfield	James Monroe	Martin I. Townsend
Samuel N. Bell	John R. Goodin	Charles H. Morgan	Washington Townsend
Nathan B. Bradley	Eugene Hale	Charles E. Nash	John Q. Tufts
William R. Brown	Jere Haralson	Jeptha D. New	Nelson H. Van Vorhes
John H. Burleigh	Aug. A. Hardenbergh	Nelson I. Norton	John T. Wait
Charles W. Buttz	Benjamin W. Harris	Addison Oliver	Henry Waldron
Alexander Campbell	Henry H. Hathorn	Charles O'Neill	Alexander S. Wallace
Joseph G. Cannon	William S. Haymond	Horace F. Page	John W. Wallace
Thomas J. Cason	George W. Hendee	William A. Phillips	Levi Warner
Lucien B. Caswell	Solomon L. Hoge	Henry L. Pierce	Erastus Wells
Simeon B. Chittenden	William S. Holman	Harris M. Plaisted	G. Wiley Wells
Omar D. Conger	George G. Hoskins	Thomas C. Platt	John D. White
William W. Crapo	Jay A. Hubbell	Allen Potter	John O. Whitehouse
Lorenzo Crounse	Morton C. Hunter	Joseph Powell	Richard H. Whiting
Augustus W. Cutler	Stephen A. Hurlbut	Henry O. Pratt	Andrew Williams
Lorenzo Danford	John A. Hyman	Joseph H. Rainey	Charles G. Williams
Chester B. Darrall	Charles H. Joyce	John Robbins	James Wilson
Dudley C. Denison	John A. Kasson	Milton S. Robinson	Alan Wood, jr.
Samuel A. Dobbins	Edward C. Kehr	Sobieski Ross	William Woodburn
Mark H. Dunnell	William D. Kelley	Jeremiah M. Rusk	L. D. Woodworth.

Those not voting are—

Mr. Josiah G. Abbott	Mr. John Goodie, jr.	Mr. E. W. Leavenworth	Mr. Ezekiel S. Sampson
Lucien L. Ainsworth	John Hancock	Scott Lord	John G. Schumaker
William B. Anderson	Carter H. Harrison	C. D. MacDougall	Alex. H. Stephens
Lyman K. Bass	Charles Hays	James W. McDill	William H. H. Stowell
Henry W. Blair	Thomas J. Henderson	Edwin R. Meade	John K. Tarbox
Horatio C. Burchard	Ell J. Henkle	Samuel F. Miller	Henry Watterson
Chester W. Chapin	Goldsmith W. Hewitt	William J. O'Brien	William A. Wheeler
John M. Davy	George F. Hoar	John B. Packer	George Willard
Beverly B. Douglas	James H. Hopkins	Henry B. Payne	James Williams
George H. Durand	Eppa Hunton	James Phelps	William B. Williams
David Dudley Field	Frank Jones	William A. Piper	William W. Wilshire
Lucien C. Gause	William S. King	William J. Purman	Fernando Wood.
Randall L. Gibson	William Lawrence	James B. Reilly	

So the motion was agreed to; and

The House accordingly took a recess until 10 o'clock a. m. to-morrow, (February 24.)

AFTER THE RECESS.

(Saturday, February 24, 1877—10 o'clock a. m.)

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 4616. An act making appropriations for the naval service for the year ending June 30, 1878, and for other purposes,

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate insist upon their amendments to the bill of the House (H. R. 4554) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes, disagreed to by the House of Representatives, agree to the conference asked by the House with the Senate on the disagreeing votes of the two houses thereon, and have appointed Mr. Spencer, Mr. Dorsey, and Mr. Baruum the managers at the said conference on the part of the Senate.

The Senate have agreed to the amendments of the House to the bill of the Senate (S. 1270) to authorize the printing and distribution of the memorial addresses on the life and character of the late Michael C. Kerr. Speaker of the House of Representatives.

A message from the Senate, by Mr. Gorham, its Secretary :

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the president of the Electoral Commission has notified the Senate that the commission has arrived at a decision of the questions submitted to it in relation to the electoral votes of Oregon, and also that the Senate is ready to meet the House for the purpose of laying before the two houses the report of the commission, and to proceed with the count of the electoral vote for President and Vice-President.

By unanimous consent, bills of the House of the following titles, with amendments of the Senate thereto, were reported from the Committee on Appropriations by the members hereafter named, the said amendments of the Senate non-concurred in, and conferences asked with the Senate on the disagreeing votes of the two houses thereon, viz :

By Mr. Holman : H. R. 4187, (post-office appropriations.)

By Mr. Waldron : H. R. 4559, (deficiency appropriations.)

By Mr. Holman : H. R. 4472, (legislative, executive, and judicial appropriations.)

Subsequently,

On motion of Mr. Blount, by unanimous consent, the bill of the House H. R. 4616, (naval appropriations,) with the amendments of the Senate thereto, was taken from the Speaker's table, the said amendments non-concurred in, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That the said bill and amendments be printed.

Subsequently,

The Speaker announced the appointment of the following committees of conference on the disagreeing votes of the two houses on the aforesaid bills of the House, viz :

On H. R. 4187, (post-office appropriations,) Mr. Holman, Mr. Blount, and Mr. Foster.

On H. R. 4559, (deficiency appropriations,) Mr. Waldron, Mr. Atkins, and Mr. Robert Hamilton.

On H. R. 4472, (legislative, executive, and judicial appropriations,) Mr. Holman, Mr. Clymer, and Mr. Waldron.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Durham, by unanimous consent, from the Committee on the Revision of the Laws, to which was referred the bill of the Senate (S. 1216) to provide for the preparation and publication of a new edition of the Revised Statutes of the United States, reported the same with amendments.

The House having proceeded to their consideration,

The said amendments were agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill was accordingly read the third time and passed.

Mr. Durham moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

Mr. Atkins, by unanimous consent, from the Committee on Appropriations, reported a bill (H. R. 4691) making appropriations for the support of the Army for the fiscal year ending June 30, 1878, and for other purposes; which was read twice, committed to the Committee of the Whole House on the state of the Union, and ordered to be printed.

Mr. Hale reserved all points of order on the said bill.

Mr. John B. Clark, jr., by unanimous consent, from the Committee on the Post-Office and Post-Roads, reported a bill (H. R. 4692) establishing post-roads; which bill was read twice, engrossed, read the third time, and passed.

Mr. John B. Clark, jr., moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate therein.

The Speaker laid before the House the following communication; which was read and ordered to lie on the table, viz:

WASHINGTON, D. C., *February* 23, 1877.

SIR: I am directed by the Electoral Commission to inform the House of Representatives that it has considered and decided upon the matters submitted to it under the act of Congress concerning the same, touching the electoral vote from the State of Oregon, and has transmitted its decision to the President of the Senate, to be read at the meeting of the two houses, according to said act.

NATHAN CLIFFORD,
President of the Commission.

Hon. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. McMahon thereupon submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 1 o'clock p. m. this day, for the purpose of continuing the count of the electoral vote.

Pending which,

Mr. James Wilson submitted the following resolution as a substitute therefor, viz:

Resolved, That the Clerk of the House notify the Senate that the House is now ready to meet them in joint meeting of the two houses to count the vote for President and Vice-President.

And the question being put,

First upon the substitute submitted by Mr. Wilson,

It was decided in the affirmative, { Yeas 146
Nays 87
Not voting 57

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. John H. Baker	Mr. Nathaniel P. Banks	Mr. Samuel N. Bell
John C. Bagby	William H. Baker	George M. Beebe	Henry W. Blair
George A. Bagley	Latimer W. Ballou	James B. Belford	Richard P. Bland

Mr. James H. Blount	Mr. Eugene Hale	Mr. Samuel F. Miller	Mr. Adlai E. Stevenson
Nathan B. Bradley	John Hancock	Roger Q. Mills	William H. H. Snow
John Young Brown	Jere Haralson	James Monroe	John K. Tarbox
William R. Brown	Aug. A. Hardenbergh	Charles H. Morgan	Jacob M. Thornberry
Aylett H. Buckner	Benjamin W. Harris	Charles E. Nash	J. W. Throckmorton
Horatio C. Burchard	Carter H. Harrison	Lawrence T. Neal	Martin I. Townsend
John H. Burleigh	Robert A. Hatcher	Jephtha D. New	Washington Townsend
Charles W. Buttz	Henry H. Hathorn	Nelson I. Norton	John Q. Tufts
Alexander Campbell	William S. Haymond	Addison Oliver	Nelson H. Van Vorst
Milton A. Candler	George W. Hendee	Charles O'Neill	John T. Wait
Joseph G. Cannon	Thomas J. Henderson	Horace F. Page	Henry Waldron
Thomas J. Cason	George F. Hoar	James Phelps	Charles C. B. Walker
Lucien B. Caswell	Solomon L. Hoge	William A. Phillips	Alexander S. Walker
Simeon B. Chittenden	William S. Holman	Henry L. Pierce	John W. Wallace
Omar D. Conger	George G. Hoskins	Harris M. Plaisted	William W. Warren
William W. Crapo	Jay A. Hubbell	Thomas C. Platt	Erastus Wells
Lorenzo Cronner	Morton C. Hunter	Allen Potter	G. Wiley Wella
Lorenzo Danford	Stephen A. Hurlbut	Joseph Powell	John D. White
Chester B. Darrall	John A. Hyman	Henry O. Pratt	John O. Whitehouse
John M. Davy	Charles H. Joyce	Joseph H. Rainey	Richard H. Whiting
Dudley C. Denison	John A. Kasson	David Rea	George Willard
Samuel A. Dobbins	Edward C. Kehr	John H. Reagan	Andrew Williams
Mark H. Dunnell	William D. Kelley	John Robbins	Alpheus S. Williams
Benjamin T. Eames	Alanson M. Kimball	Milton S. Robinson	Charles G. Williams
John R. Eden	William S. King	Sobieski Ross	James Williams
James L. Evans	George M. Landers	Jeremiah M. Rusk	William B. Willard
William H. Felton	Elbridge G. Lapham	Ezekiel S. Sampson	Benjamin A. Willard
Edwin Flye	William Lawrence	John S. Savage	William W. Wise
Greenbury L. Fort	E. W. Leavenworth	Julius H. Seelye	James Wilson
Charles Foster	J. V. Le Moynes	C. H. Sinnickson	Alan Wood, Jr.
Chapman Freeman	John R. Lynch	Robert Smalls	Fernando Wood
William P. Frye	Henry S. Magoon	A. Herr Smith	William Woodbert
James A. Gardfield	C. D. MacDougall	Horace B. Strait	L. D. Woodworth
John R. Goodin	James W. McMill		

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Augustus W. Cutler	Mr. J. Proctor Knott	Mr. Milton I. Southard
Lucien L. Ainsworth	Joseph J. Davis	Franklin Landers	William M. Sprague
Thomas S. Ashe	George G. Dibrell	Lafayette Lane	William H. Stanton
John D. C. Atkins	Milton J. Durham	William M. Levy	William S. Steger
Henry B. Bagley, Jr.	Albert G. Egbert	William P. Lynde	William H. Stone
Taul Bradford	David Dudley Field	L. A. Mackay	Thomas Swan
John M. Bright	James J. Finley	Levi Maish	William Terry
George C. Cabell	William H. Forney	John A. McMahon	Charles P. Thompson
John H. Caldwell	Benjamin J. Franklin	Henry B. Metcalfe	John R. Tucker
Nathan T. Carr	Benoni S. Fuller	Hernando D. Money	John L. Vance
George W. Cate	Lucien C. Gause	William B. Morrison	Robert B. Vance
Bernard G. Caulfield	Thomas M. Gunter	William Mutchler	Alfred M. Wade
John B. Clark, Jr.	Andrew H. Hamilton	John Reilly	Amos T. Walling
Hester Clymes	Robert Hamilton	Americus V. Rice	William Walsh
Alex. G. Cochrane	Henry R. Harris	Raywood Y. Riddle	Levi Warner
Francis D. Collins	John T. Harris	William M. Robbins	W. C. Whitburn
Philip Cook	William Hartzell	Charles B. Roberts	Peter D. Wigginton
Jacob P. Cowan	Charles E. Hooker	Mikea Ross	Scott Wike
Samuel S. Cox	John F. House	Alfred M. Scales	Jere N. Williams
David B. Culbertson	Andrew Humphreys	James Sheakley	Benjamin Wilson
	Eppa Hunton	Orho K. Singleton	Jesse J. Yeates
	Scott Lord	William F. Siemons	

Those not voting are—

Mr. William B. Anderson	Mr. John Goode, jr.	Mr. John K. Luntrell	Mr. Milton Saylor
Lyman K. Bass	Julian Hartridge	George W. McCrary	Gustave Schleicher
Jos. C. S. Blackburn	Charles Hays	William McFarland	John G. Schumaker
Archibald M. Bliss	Eli J. Henkle	Edwin R. Meade	William E. Smith
Andrew R. Boone	Abram S. Hewitt	Charles W. Milliken	William A. J. Sparks
Samuel D. Burchard	Goldsmith W. Hewitt	William J. O'Brien	Alex. H. Stephens
Chester W. Chapin	Benjamin H. Hill	N. Holmes Odell	Fr. derick H. Teese
John B. Clarke	James H. Hopkins	John B. Packer	Philip F. Thomas
Rezin A. DeBolt	George A. Jenks	Henry B. Payne	Jacob Turney
Beverly B. Douglas	Frank Jones	John F. Phillips	Gilbert C. Walker
George H. Durand	Thomas L. Jones	William A. Piper	Elijah Ward
E. John Ellis	Lucius Q. C. Lamar	Earley F. Poppleton	Henry Watterson
Charles J. Faulkner	Burwell B. Lewis	William J. Putman	William A. Webb
Randall L. Gibson	Scott Lord	James B. Reilly	Casey Young
John M. Glover			

So the substitute was adopted.

The question then recurring on the resolution of Mr. McMahon, as amended by the adoption of the said substitute,
And being put,

It was decided in the affirmative,	Yeas	156
	Nays	89
	Not voting	45

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. John R. Eden	Mr. William Lawrence	Mr. Otho R. Singleton
John C. Bagby	James L. Evans	E. W. Leavenworth	C. H. Sinnickson
George A. Bagley	William H. Felton	J. V. Le Moyne	Robert Smalls
John H. Baker	Edwin Fyfe	John R. Lynch	A. Herr Smith
William H. Baker	Greenbury L. Fort	Henry S. Magoon	Horace B. Strait
Latimer W. Ballou	Charles Foster	C. D. MacDougall	Adlai E. Stevenson
Nathaniel P. Banks	Chapman Freeman	James W. McDill	John K. Tarbox
George M. Beebe	William P. Frye	John A. McMahon	Frederick H. Tese
James B. Belford	James A. Garfield	Samuel F. Miller	Jacob M. Thurnburgh
Samuel N. Bell	Thomas M. Gunter	Charles W. Milliken	J. W. Throckmorton
Henry W. Blair	Eugene Hale	Roger Q. Mills	Martin I. Townsend
Richard P. Bland	Robert Hamilton	James Monroe	Washington Townsend
James H. Blount	John Hancock	Charles H. Morgan	John Q. Tufts
Nathan B. Bradley	Jere Haralson	Charles E. Nash	Nelson H. Van Vorhes
John Young Brown	Aug. A. Harlenbergh	Lawrence T. Neal	John T. Wait
William R. Brown	Benjamin W. Harris	Jephtha D. New	Henry Waldron
Aylett H. Buckner	Carter H. Harrison	Nelson I. Norton	Charles C. B. Walker
Horatio C. Burchard	Robert A. Hatch	Addison Oliver	Alexander S. Wallace
John H. Burleigh	Henry H. Hathorn	Charles O'Neill	John W. Wallace
Charles W. Butt	William S. Haymond	Horace F. Page	Levi Warner
Alexander Campbell	George W. Hendee	James Phelps	William W. Warren
Milton A. Candler	Thomas J. Henderson	William A. Phillips	Erastus Wells
Joseph G. Cannon	George F. Hoar	Henry L. Pierce	G. Wiley Wells
Thomas J. Cason	Solomon L. Hoge	Harris M. Plaisted	John D. White
Lucien E. Caswell	William S. Holman	Thomas C. Platt	John O. Whitehouse
Chester W. Chapin	George G. Hoskins	Allen Potter	Richard H. Whiting
Simeon B. Chittenden	Jay A. Hubbell	Joseph Powell	George Willard
Omar D. Conger	Morton C. Hunter	Henry O. Pratt	Andrew Williams
William W. Crapo	Stephen A. Hurlbut	Joseph H. Rainey	Alpheus S. Williams
Lorenzo Crounse	John A. Hyman	David Rea	Charles G. Williams
Augustus W. Cutler	Charles H. Joyce	John H. Reagan	James Williams
Lorenzo Danford	John A. Kasson	John Robbins	William B. Williams
Chester B. Darrall	Edward C. Kehr	Milton S. Robinson	Benjamin A. Willis
John M. Davy	William D. Kelley	Sobieski Ross	William W. Wilshire
Dudley C. Denison	Alanson M. Kimball	Jeremiah M. Rusk	James Wilson
Samuel A. Dobbins	William S. King	Ezekiel S. Sampson	Alan Wood, jr.
Mark H. Dunnell	Lucius Q. C. Lamar	John S. Savage	Fernando Wood
Milton J. Durham	George M. Landers	Gustave Schleicher	William Woodburn
Benjamin T. Eames	Elbridge G. Lapham	Julius H. Seelye	L. D. Woodworth.

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Samuel S. Cox	Mr. Frank H. Hurd	Mr. William F. Slemmons
Lucien L. Alnaaworth	David B. Culberson	George A. Jenks	Milton I. Southard
Thomas S. Ashe	Joseph J. Davis	J. Proctor Knott	William M. Springer
John D. C. Atkins	Rezin A. DeBolt	Franklin Landers	William H. Stanton
John H. Bagley, jr.	George G. Dibrell	Lafayette Lane	William S. Stenger
Henry B. Banning	Albert G. Egbert	William M. Levy	William H. Stone
Joa. C. S. Blackburn	David Dudley Field	William P. Lynde	Thomas Swann
Andrew R. Boone	Jease J. Finley	L. A. Mackey	William Terry
Taul Bradford	William H. Forney	Levi Maish	Charles P. Thompson
John M. Bright	Benjamin J. Franklin	Henry B. Metcalfe	John R. Tucker
Samuel D. Burchard	Benoni S. Fuller	Hernando D. Money	John L. Vance
George C. Cabell	Lucien C. Gause	William R. Morrison	Robert B. Vance
John H. Caldwell	John M. Glover	William Mutchler	Alfred M. Waddell
William P. Caldwell	Andrew H. Hamilton	John F. Phillips	Gilbert C. Walker
Nathan T. Carr	Henry R. Harris	John Reilly	Ansel T. Walling
George W. Cate	John T. Harris	Americus V. Rice	William Walsh
Bernard G. Caulfield	William Hartzell	Haywood Y. Riddle	W. C. Whitthorne
John B. Clark, jr.	Charles E. Hooker	William M. Robbins	Peter D. Wigginton
Hiester Clymer	James H. Hopkins	Charles B. Roberts	Scott Wike
Alex. G. Cochrane	John F. House	Miles Ross	Jere N. Williams
Francis D. Collins	Andrew Humphreys	Alfred M. Scales	Jease J. Yeates
Philip Cook	Eppa Hunton	James Sheakley	Casey Young.
Jacob P. Cowan			

Those not voting are—

Mr. William B. Anderson	Mr. Charles Hays	Mr. William McFarland	Mr. John G. Schumaker
Lyman K. Bass	Eli J. Henkle	Edwin R. Meade	William E. Smith
Archibald M. Bliss	Abram S. Hewitt	William J. O'Brien	William A. J. Sparks
John B. Clarke	Goldsmith W. Hewitt	N. Holmes Odell	Alex. H. Stephens
Beverly B. Douglas	Benjamin H. Hill	John B. Packer	William H. H. Stowell
George H. Durand	Frank Jones	Henry B. Payne	Philip F. Thomas
E. John Ellis	Thomas L. Jones	William A. Piper	Jacob Turney
Charles J. Faulkner	Burwell B. Lewis	Earley F. Poppleton	Elijah Ward
Randall L. Gibson	Scott Lord	William J. Purman	Henry Watterson
John Goode, jr.	John K. Luttrell	James B. Reilly	William A. Wheeler
John R. Goodlin	George W. McCrary	Milton Saylor	Benjamin Wilson.
Julian Hartridge			

So the resolution of Mr. McMahon, as amended, was adopted.

Mr. McMahon moved to reconsider the vote last taken.

Pending which,

Mr. Hale moved to lay the said motion on the table.

And being put,

It was decided in the affirmative, { Yeas 175
Nays 74
Not voting 41

The yeas and nays being desired by one-fifth of the members present.
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. James L. Evans	Mr. George M. Landers	Mr. Julius H. Seelye
Charles H. Adams	William H. Felton	Elbridge G. Lapham	Ordo R. Singleton
Lucien L. Ainsworth	Edwin Flye	William Lawrence	C. H. Sinnerksoo
John C. Bagley	William H. Forney	E. W. Leavenworth	Robert Smith
George A. Bagley	Greenbury L. Fort	J. V. Le Moyné	A. Herr Smith
John H. Baker	Charles Foster	John R. Lynch	Horace B. Strait
William H. Baker	Chapman Freeman	L. A. Mackey	Allai E. Strout
Latimer W. Ballou	William F. Frye	Henry S. Magoon	William H. R. Stovel
Nathaniel P. Banks	James A. Garfield	C. D. MacDougall	John K. Tarbot
James B. Bedford	Lucien C. Gause	George W. McCrary	Frederick H. Teese
Samuel N. Bell	John R. Goodin	James W. McDill	Jacob M. Thornburn
Henry W. Blair	Thomas M. Gunter	Samuel F. Miller	J. W. Throckmorton
Richard P. Bland	Eugene Hale	Charles W. Milliken	Martin I. Townsend
James H. Blount	Robert Hamilton	Roger Q. Mills	Washington Townsend
Taul Bradford	John Hancock	James Monroe	John Q. Tufts
Nathan B. Bradley	Jere Haralson	Charles H. Morgan	Nelson H. Van Vorhe
John Young Brown	Aug. A. Hardenbergh	William R. Morrison	John T. Wait
William R. Brown	Benjamin W. Harris	Charles E. Nash	Henry Waldron
Aylett H. Buckner	Carter H. Harrison	Lawrence T. Neal	Charles C. B. Walker
Horatio C. Burchard	Julian Hartridge	Jeptha D. New	Alexander S. Wallace
John H. Burleigh	William Hartzell	Nelson I. Norton	John W. Wallace
Charles W. Buttz	Robert A. Hatcher	Addison Oliver	Levi Warner
Alexander Campbell	Henry H. Hathorn	Charles O'Neill	William W. Warren
Milton A. Candler	William S. Haymond	Horace F. Page	Erastus Wells
Joseph G. Cannon	Charles Hays	James Phelps	G. Wiley Wells
Thomas J. Cason	George W. Hendee	William A. Phillips	John D. White
Lucien B. Caswell	Thomas J. Henderson	Henry L. Pierce	John O. Whitehouse
Chester W. Chapin	Abram S. Hewitt	Harris M. Plaisted	Richard H. Whitin
Simcon B. Chittenden	Benjamin H. Hill	Thomas C. Platt	Scott Wiks
Omar D. Conger	George F. Hoar	Allen Potter	George Willard
William W. Crapo	Solomon L. Hoge	Joseph Powell	Andrew Williams
Lorenzo Crounse	William S. Holman	Henry O. Pratt	Alpheus S. Williams
David B. Culberson	George G. Hoskins	Joseph H. Rainey	Charles G. Williams
Augustus W. Cutler	Jay A. Hubbell	David Rea	James Williams
Lorenzo Danford	Morton C. Hunter	John H. Reagan	William B. Willis
Chester B. Darrall	Stephen A. Hurlbut	Haywood Y. Riddle	Benjamin A. Willis
John M. Davy	John A. Hyman	John Robbins	William W. Wiliams
Rezin A. DeBolt	Charles H. Joyce	William M. Robbins	James Wilson
Dudley C. Denison	John A. Kasson	Milton S. Robinson	Alan Wood, Jr.
Samuel A. Dobbins	Edward C. Kehr	Sobieski Ross	Fernando Wood
Mark H. Dunnell	William D. Kelley	Jeremiah M. Rusk	William Woodburn
Milton J. Durham	Alanson M. Kimball	Ezekiel S. Sampson	L. D. Woodworth
Benjamin T. Eames	William S. King	John S. Savage	Jease J. Yeates
John R. Eden	Lucius Q. C. Lamar	Gustave Schleicher	

Those who voted in the negative are—

Mr. John D. C. Atkins	Mr. George G. Dibrell	Mr. William M. Levy	Mr. William A. J. Sparks
John H. Bagley, Jr.	Albert G. Egbert	John K. Luttrell	William M. Springer
Henry B. Banning	E. John Ellis	William P. Lynde	William H. Stanton
Jos. C. S. Blackburn	Jease J. Finley	John A. McMahon	William S. Stenger
Andrew R. Boone	Benjamin J. Franklin	Hernando D. Money	William H. Stone
John M. Bright	Benoni S. Fuller	William Mutchler	William Terry
Samuel D. Burchard	John M. Glover	William J. O'Brien	Charles P. Thompson
George C. Cabell	Andrew H. Hamilton	N. Holmes Odell	Jacob Turney
John H. Caldwell	Henry R. Harris	John F. Phillips	John L. Vance
William P. Caldwell	John T. Harris	Barley F. Poppleton	Robert B. Vance
George W. Cate	Eli J. Henkle	John Reilly	Alfred M. Waddell
Bernard G. Caulfield	Charles E. Hooker	Americus V. Rice	Gilbert C. Walker
John B. Clark, Jr.	Andrew Humphreys	Charles B. Roberts	Ansel T. Walling
Hector Clymer	Frank H. Hurd	Miles Ross	William Walsh
Alex. G. Cochran	George A. Jenks	Alfred M. Scales	W. C. Whitthorne
Francis D. Collins	Thomas L. Jones	William F. Slemons	Peter D. Wigginton
Phillip Cook	J. Proctor Knott	William E. Smith	Jere N. Williams
Jacob P. Cowan	Franklin Landers	Milton I. Southard	Benjamin Wilson
Joseph J. Davis	Lafayette Lane		

Those not voting are—

Mr. William B. Anderson	Mr. David Dudley Field	Mr. Levi Maish	Mr. John G. Schumaker
Thomas S. Aho	Randall L. Gibson	William McFarland	James Sheakley
Lyman K. Bass	John Goode, Jr.	Edwin R. Meade	Alex. H. Stephens
George M. Beebe	Goldsmith W. Hewitt	Henry B. Metcalfe	Thomas Swann
Archibald M. Bliss	James H. Hopkins	John B. Packer	Philip F. Thomas
Nathan T. Carr	John F. House	Henry B. Payne	John R. Tucker
John B. Clarke	Eppa Hunton	William A. Piper	Elijah Ward
Samuel S. Cox	Frank Jones	William J. Putman	Henry Watterson
Beverly B. Douglas	Burwell B. Lewis	James B. Reilly	William A. Wheeler
George H. Durand	Scott Lord	Milton Saylor	Casey Young
Charles J. Faulkner			

So the motion to reconsider was laid on the table, and the resolution of Mr. McMahon, as amended by the substitute of Mr. James Wilson, was adopted.

The Senate, at 11 o'clock and 55 minutes a. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the provisions of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of Oregon having been submitted to the Electoral Commission, the two houses have re-assembled to receive, consider, and coincide, or otherwise, with the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz:

ELECTORAL COMMISSION,
Washington, D. C., February 23, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877.

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Oregon, and the objections thereto submitted to it under said act, now report that it has duly considered the same pursuant to said act, and has by a majority of votes decided and does hereby decide that the votes of W. H. Odell, J. C. Cartwright, and J. W. Watts, named in the certificate of said persons and in the papers accompanying the same, which votes are certified by said persons, as appears by the certificates submitted to the commission as aforesaid, and marked number one (1) N. C. by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Three (3) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Three (3) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission has by a majority of votes also decided, and does hereby decide and report, that the three persons above named were duly appointed electors in and by the State of Oregon.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appear to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of Oregon, and that they voted as such at the time and in the manner provided for by the Constitution of the United States and the law.

And we are further of opinion that by the laws of the State of Oregon the duty of canvassing the returns of all the votes given at an election for electors of President and Vice-President was imposed upon the secretary of state and upon no one else; that the secretary of state did canvass the returns in the case before us and thereby ascertained that J. C. Cartwright, W. H. Odell, and J. W. Watts had a majority of all the votes given for electors and had the highest number of votes for that office, and by the express language of the statute those persons are deemed elected; that in obedience to his duty the secretary made a canvass and a tabulated statement of the votes showing this result, which according to law he placed on file in his office on the 4th day of December, A. D. 1876. All this appears by an official certificate under the seal of the State and signed by him and delivered by him to the electors and forwarded by them to the President of the Senate with their vote.

That the refusal or failure of the governor of Oregon to sign the certificate of the election of the persons so elected does not have the effect of defeating their appointment of such electors; that the act of the governor of Oregon in giving to E. A. Cronin

a certificate of his election, though he received a thousand votes less than Watts, on the ground that the latter was ineligible, was without authority of law and is therefore void.

That although the evidence shows that Watts was a postmaster at the time of his election, that fact is rendered immaterial by his resignation both as postmaster and elector, and his subsequent appointment to fill the vacancy so made by the electoral college.

The commission has also decided and does hereby decide by a majority of votes and report that as a consequence of the foregoing and upon the grounds before stated the paper purporting to be a certificate of the electoral vote of said State of Oregon, signed by E. A. Cronin, J. N. T. Miller, and John Parker, marked No. 2 N. C. by the commission and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington, District of Columbia, the day and year first above written.

SAMUEL F. MILLER.

W. STRONG.

JOSEPH P. BRADLEY.

GEO. F. EDMUNDS.

O. P. MORTON.

FREDK. T. FRELINGHUYSEN.

JAMES A. GARFIELD.

GEORGE F. HOAR.

The presiding officer having asked for objections to the foregoing report and decision of the commission,

Thereupon,

Mr. James K. Kelly, a Senator from the State of Oregon, submitted the following objections to the same; which were read by the Clerk of the House, viz:

The undersigned, Senators and members of the House of Representatives of the United States, object to the decision of the joint commission directing the counting of the vote of John W. Watts, an alleged elector for the State of Oregon, as given for Rutherford B. Hayes for President of the United States, and for William A. Wheeler, of New York, for Vice-President, and rejecting the vote of E. A. Cronin as cast for Samuel J. Tilden, of New York, for President, and Thomas A. Hendricks, of Indiana, for Vice-President, on the following grounds:

First. John W. Watts was not elected a presidential elector for Oregon.

Second. He (J. W. Watts) was not legally appointed as a presidential elector.

Third. He (Watts) was disqualified to receive any appointment as presidential elector or the vote as such, in that he held an office of trust and profit under the United States.

Fourth. E. A. Cronin was elected a presidential elector for the State of Oregon, and in accordance with law as such cast a legal vote as an elector for Samuel J. Tilden for President and Thomas A. Hendricks for Vice-President, and the vote so cast should be counted.

JAMES K. KELLY,
WM. PINKNEY WHYTE,
HENRY COOPER,
J. E. McDONALD,
T. M. NORWOOD,
FRANK HEREFORD.

Senators.

LA FAYETTE LANE,
E. F. POPPLETON,
G. A. JENKS,
JOHN L. VANCE, of Ohio,
J. W. THROCKMORTON.
SCOTT WIKE,
P. D. WIGGINTON,
J. K. LUTTRELL,

Representatives.

The presiding officer having asked for further objections, and none being presented,

The presiding officer thereupon announced that there being objections to the decision of the commission, the Senate would withdraw to their chamber, that the two houses separately may consider and determine the said objections.

And thereupon the Senate, at 12 o'clock and 10 minutes p. m., February 24, withdrew to their chamber.

Whereupon,

The House resumed its session.

The Speaker announced the commencement of the session of Saturday, February 24, 1877, and directed the journal of Friday's proceedings to be read.

SATURDAY, FEBRUARY 24, 1877.

The journal of yesterday's proceedings having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Baker: Joint resolution of the legislature of Indiana, for the restoration of the names of John H. Kilgore, George W. Johnson, and Owen Johnson, late members of Company A, Fortieth Regiment Indiana Veteran Volunteer Infantry, to their original places on the roll of the Army, to the Committee on Military Affairs.

By George Q. Caunon: The petition of K. A. Duffield and other citizens of Highland, Utah Territory, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Freeman: The petition of Jerrus M. Bryant, of Philadelphia, Pennsylvania, for arrears of pension, to the Committee on Invalid Pensions.

By Mr. Thomas L. Jones: The petition of S. W. Price, late postmaster at Lexington, Kentucky, to be relieved from paying an amount of money stolen from said office without his fault or neglect, to the Committee of Claims.

By Mr. Morgan: The petition of the letter-carriers of Saint Louis, indorsed by the Board of Trade of said city and other prominent citizens, that Congress re-instate the former pay of said carriers, to the Committee on Appropriations.

By Mr. Neal: The petition of citizens of Ohio, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neill: Resolutions of the Philadelphia Board of Trade, favoring the temporary colony near the north pole, to the Committee on Foreign Affairs.

By Mr. Potter: The petition of Emory O. Briggs and 42 other citizens of Paw Paw, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Strait: Resolution of the legislature of Minnesota, opposing the passage of the bill (H. R. 394) relating to pensions, unless amended, to the Committee on Invalid Pensions.

By Mr. William B. Williams: The petition of Thomas D. Gilbert and 39 others, of Grand Rapids, Michigan, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, by unanimous consent, reported that they had examined and found truly enrolled bills of the following titles, viz:

H. R. 1231. An act for the relief of the board of trustees of the Antietam national cemetery;

H. R. 1947. An act granting to the city of Stevens Point, Wisconsin, a certain piece of land;

H. R. 2197. An act for the relief of Henry B. Kelly, of Louisiana, from political disabilities imposed by the fourteenth amendment;

H. R. 3093. An act for the relief of the legal representatives of Zachariah B. Washburn, deceased; and

H. R. 3566. An act to authorize the board of trustees of the city of Cheyenne, Wyoming Territory, to enter and purchase for the use of said city certain public lands;

When

The Speaker signed the same.

Mr. Harrison, from the same committee, reported that the committee did this day present to the President bills of the House of the following numbers, viz:

H. R. 901, 2690, 3163, 4668.

Mr. Clymer submitted the following resolution, viz:

Resolved, That for the more careful consideration of the objections to the report of the Electoral Commission in the Oregon case, the House now take a recess until 10 o'clock on Monday morning.

Mr. Hancock made the point of order that, under the fifth section of the electoral act, a recess was not now in order.

The Speaker overruled the point of order, on the grounds heretofore stated by him when the same point of order was presented, and held the motion for a recess as made by Mr. Clymer to be in order.

The question was then put,

Will the House agree to the said resolution?

It was decided in the negative,	{	Yeas.....	112
		Nays.....	158
		Not voting.....	20

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Rezin A. DeBolt	Mr. Lucius Q. C. Lamar	Mr. Otho R. Singleton
Thomas S. Ashe	George G. Dibrell	Franklin Landers	William F. Nemo
John D. C. Atkins	E. John Ellis	George M. Landers	William E. Smith
John H. Bagley, jr.	Charles J. Faulkner	Lafayette Lane	Milton I. Southard
Henry B. Bauning	David Dudley Field	William M. Levy	William A. J. Spaulding
Jos. C. S. Blackburn	Jesse J. Finley	John K. Luttrell	William M. Spring
Archibald M. Bliss	William H. Forney	William P. Lynde	William H. Stanton
Andrew R. Boone	Benjamin J. Franklin	L. A. Mackey	William S. Stenger
Taul Bradford	Benoni S. Fuller	Levi Malish	William H. Stone
John M. Bright	Lucien C. Gause	William McFarland	Thomas Swann
Aylett H. Buckner	John M. Glover	John A. McMahon	William Terry
Samuel D. Burchard	Thomas M. Gunter	Hernando D. Money	Charles P. Thompson
George C. Cabell	Andrew H. Hamilton	William R. Morrison	John R. Tucker
John H. Caldwell	Robert Hamilton	William Mutchler	Jacob Turney
William P. Caldwell	Henry R. Harris	William J. O'Brien	John L. Vance
George W. Cate	John T. Harris	N. Holmes Odell	Robert B. Vance
Bernard G. Caulfield	Julian Hartridge	John F. Phillips	Alfred M. Wade
Chester W. Chapin	William Hartzell	Earley F. Poppleton	Gilbert C. Walker
John B. Clarke	Eli J. Henkle	David Rea	Ansel T. Walling
John B. Clark, jr.	William S. Holman	John Reilly	William Walsh
Hester Clymer	Charles E. Hooker	Americus V. Rice	Levi Warner
Alex. G. Cochrane	John F. House	Haywood Y. Riddle	W. C. Whitborne
Francis D. Collins	Andrew Humphreys	William M. Robbins	Peter D. Wigglesworth
Philip Cook	Eppa Hunton	Charles B. Roberts	Scott Wike
Jacob P. Cowan	Frank H. Hurd	Miles Ross	Jere N. Williams
Samuel S. Cox	George A. Jenks	Milton Saylor	Benjamin Wilson
David B. Culbertson	Thomas L. Jones	Alfred M. Seales	Jesse J. Yeates
Joseph J. Davis	J. Proctor Knott	James Sheakley	Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Alexander Campbell	Mr. John R. Eden	Mr. William S. Haymes
John C. Bagby	Milton A. Candler	Albert G. Egbert	Charles Hays
George A. Bagley	Joseph G. Cannon	James L. Evans	George W. Henderson
John H. Baker	Nathan T. Carr	William H. Felton	Thomas J. Hendricks
William H. Baker	Thomas J. Cason	Edwin Flye	Abram S. Hewitt
Latimer W. Ballou	Lucien B. Caswell	Greenbury L. Fort	Benjamin H. Hill
Nathaniel P. Banks	Simeon B. Chittenden	Charles Foster	George F. Hear
George M. Beebe	Omar D. Conger	Chapman Freeman	Solomon L. Hoar
James B. Belford	William W. Crapo	William P. Frye	George G. Hoek
Samuel N. Bell	Lorenzo Crounse	James A. Garfield	Jay A. Hubbell
Henry W. Blair	Augustus W. Cutler	John R. Goodin	Morton C. Hunter
Richard P. Bland	Lorenzo Danford	Eugene Hale	Stephen A. Hurlbut
James H. Blount	Chester B. Darrall	John Hancock	John A. Hyman
Nathan B. Bradley	John M. Davy	Jere Haralson	Charles H. Joyce
John Young Brown	Dudley C. Denison	Aug. A. Hardenbergh	John A. Kasson
William R. Brown	Samuel A. Dobbins	Benjamin W. Harris	Edward C. Kehr
Horatio C. Burchard	Mark H. Dunnell	Carter H. Harrison	William D. Kelley
John A. Burleigh	Milton J. Durham	Robert A. Hatcher	Alauson M. Kiehl
Charles W. Buttz	Benjamin T. Eames	Henry H. Hathorn	William S. Kins

Mr. Elbridge G. Lapham	Mr. Charles O'Neill	Mr. C. H. Sinnickson	Mr. William W. Warren
William Lawrence	Horace F. Page	Robert Smalls	Henry Watterson
E. W. Leavenworth	James Phelps	A. Herr Smith	Erastus Wells
J. V. Le Moyne	William A. Phillips	Horace B. Strait	G. Wiley Wells
Scott Lord	Henry L. Pierce	Adlai E. Stevenson	John D. White
John R. Lynch	Harris M. Plaisted	William H. H. Stowell	John O. Whitehouse
Henry S. Magoon	Thomas C. Platt	John K. Tarbox	Richard H. Whiting
C. D. MacDougall	Allen Potter	Frederick H. Teese	George Willard
George W. McCrary	Joseph Powell	Jacob M. Thornburgh	Andrew Williams
James W. McDill	Henry O. Pratt	J. W. Throckmorton	Alpheus S. Williams
Henry B. Metcalfe	William J. Purman	Martin I. Townsend	Charles G. Williams
Samuel F. Miller	Joseph H. Rainey	Washington Townsend	James Williams
Charles W. Milliken	John H. Reagan	John Q. Tufts	William B. Williams
Roger Q. Mills	John Robbins	Nelson H. Van Vorhe	Benjamin A. Willis
James Monroe	Milton S. Robinson	John T. Wait	William W. Wilschire
Charles H. Morgan	Sobieski Ross	Henry Waldron	James Wilson
Charles E. Nash	Jeremiah M. Rusk	Charles C. B. Walker	Alan Wood, jr.
Lawrence T. Neal	Ezekiel S. Sampson	Alexander S. Wallace	Fernando Wood
Jeptha D. New	John S. Savage	John W. Wallace	William Woodburn
Nelson I. Norton	Gustavo Schleicher	Elijah Ward	L. D. Woodworth.
Addison Oliver	Julius H. Seelye		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Randall L. Gibson	Mr. Burwell B. Lewis	Mr. James B. Reilly
William B. Anderson	John Goode, jr.	Edwin R. Meade	John G. Schumaker
Lyman K. Bass	Goldsmith W. Hewitt	John B. Packer	Alex. H. Stephens
Beverly B. Douglas	James H. Hopkins	Henry B. Payne	Philip F. Thomas
George H. Durand	Frank Jones	William A. Piper	William A. Wheeler.

So the resolution was not agreed to, and the House refused to take a recess until 10 o'clock a. m. Monday, the 26th instant.

Mr. Lane moved that the House take a recess until 9 o'clock and 30 minutes a. m. Monday, February 26.

Mr. Hale made the point of order that the privilege of the House to take a recess had been exhausted by the vote just taken on a motion for a recess; that the motion of Mr. Lane was a dilatory one; that the regular order was the consideration of the objections to the decision of the commission in the Oregon case, and that the call for the regular order which he now made must bring the said objections before the House for present consideration.

The Speaker sustained the point of order, and held the motion of Mr. Lane to be not in order.

Whereupon,

Mr. Hale submitted the following order, viz :

Ordered, That the count of the electoral vote of the State of Oregon shall proceed in conformity with the decision of the Electoral Commission.

Pending which,

Mr. Lane submitted the following order as an amendment in the nature of a substitute, viz :

Ordered, That the vote purporting to be an electoral vote for President and Vice-President, and which was given by one J. W. Watts, claiming to be an elector for the State of Oregon, be not counted.

After two hours' debate,

The question was put,

First upon the amendment in the nature of a substitute submitted by Mr. Lane, viz :

Will the House agree to the same ?

And it was decided in the affirmative, { Yeas 151
Nays 106
Not voting 33

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. John H. Bagley, Jr.	Mr. Jos. C. S. Blackburn	Mr. Andrew R. Boone
Lucien L. Ainsworth	Henry B. Banning	Richard P. Bland	Taul Bradford
Thomas S. Ashe	George M. Beebe	Archibald M. Bliss	John M. Bright
John D. C. Atkins	Samuel N. Bell	James H. Blount	John Young Brown

Mr. Aylett H. Buckner	Mr. John M. Glover	Mr. Henry B. Metcalfe	Mr. William H. Stanton
Samuel D. Burchard	Thomas M. Gunter	Charles W. Milliken	William S. Stenger
George C. Cabell	Andrew H. Hamilton	Roger Q. Mills	William H. Stone
John H. Caldwell	Robert Hamilton	Hernando D. Money	Thomas Swann
William P. Caldwell	John Hancock	Charles H. Morgan	Frederick H. Teese
Milton A. Candler	Aug. A. Hardenbergh	William R. Morrison	William Terry
Nathan T. Carr	Henry R. Harris	William Mutchler	Charles P. Thompson
George W. Cate	John T. Harris	Lawrence T. Neal	J. W. Throckmorton
Bernard G. Caulfield	Carter H. Harrison	Jeptha D. New	John R. Tucker
Chester W. Chapin	Julian Hartbridge	N. Holmes Odell	Jacob Turney
John B. Clarke	William Hartzell	Henry B. Payne	John L. Vance
John B. Clark, jr.	Robert A. Hatcher	James Phelps	Robert B. Vance
Heister Clymer	Eli J. Henkle	John F. Phillips	Alfred M. Waddell
Alex. G. Cochrane	Abram S. Hewitt	Earley F. Poppleton	Charles C. B. Walker
Francis D. Collins	Benjamin H. Hill	Joseph Powell	Gilbert C. Walker
Philip Cook	William S. Holman	David Rea	Ansel T. Walling
Jacob P. Cowan	Charles E. Hooker	John H. Reagan	William Walsh
Samuel S. Cox	John F. House	Americus V. Rice	Elijah Ward
David B. Culberson	Andrew Humphreys	Haywood Y. Kiddle	Levi Warner
Augustus W. Cutler	Eppa Hunton	John Robbins	William W. Warren
Joseph J. Davis	Frank H. Hurd	William M. Robbins	Henry Watterson
Rezin A. DeBolt	George A. Jenks	Charles B. Roberts	Erastus Wells
George G. Dibrell	Thomas L. Jones	Miles Ross	W. C. Whitthorne
Milton J. Durham	Edward C. Kehr	John S. Savage	Peter D. Wigginton
John K. Eden	J. Proctor Knott	Milton Saylor	Scott Wike
Albert G. Egbert	Lucius Q. C. Lamar	Alfred M. Scales	Alphens S. Williams
E. John Ellis	Franklin Landers	Gustave Schleicher	James Williams
William H. Felton	George M. Landers	James Sheakley	Jere N. Williams
David Dudley Field	Lafayette Lane	Otho R. Singleton	Benjamin A. Willis
Jesse J. Finley	William P. Lynde	William F. Slemmons	William W. Wilshire
William H. Forney	L. A. Mackey	William E. Smith	Benjamin Wilson
Benjamin J. Franklin	Levi Maish	Milton I. Southard	Fernando Wood
Benoni S. Fuller	John A. McMahon	William A. J. Sparks	Jesse J. Yeates
Lucien C. Gause	Edwin R. Meade	William M. Springer	Casey Young.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. Elbridge G. Lapham	Mr. Julius H. Seelye
John C. Bagby	James L. Evans	William Lawrence	C. H. Sinnickson
George A. Bagley	Edwin Flye	E. W. Leavenworth	Robert Smalls
John H. Baker	Greenbury L. Fort	John R. Lynch	A. Herr Smith
William H. Baker	Charles Foster	Henry S. Magoon	Horace B. Strait
Latimer W. Ballou	Chapman Freeman	C. D. MacDougall	Adlai E. Stevenson
Nathaniel P. Banks	William P. Frye	George W. McCrary	William H. H. Stowell
James B. Belford	James A. Garfield	James W. McDiill	Jacob M. Thornburgh
Henry W. Blair	Eugene Hale	Samuel F. Miller	Martin I. Townsend
Nathan B. Bradley	Jere Haralson	James Monroe	Washington Townsend
William R. Brown	Benjamin W. Harris	Charles E. Nash	John Q. Tufts
Horatio C. Burchard	Henry H. Hathorn	Nelson I. Norton	Nelson H. Van Vorhes
Charles W. Butts	Charles Hays	Addison Oliver	John T. Wait
Alexander Campbell	George W. Hendee	Charles O'Neill	Henry Waldron
Joseph G. Cannon	Thomas J. Henderson	Horace F. Page	Alexander S. Wallace
Thomas J. Cason	George F. Hoar	William A. Phillips	John W. Wallace
Lucien B. Caswell	Solomon L. Hoge	Henry L. Pierce	John D. White
Simon B. Chittenden	George G. Hoskins	Harris M. Plaisted	Richard H. Whiting
Omar D. Conger	Jay A. Hubbell	Thomas C. Platt	George Willard
William W. Crapo	Morton C. Hunter	Allen Potter	Andrew Williams
Lorenzo Crouse	Stephen A. Hurlbut	Henry O. Pratt	Charles G. Williams
Lorenzo Danford	John A. Hyman	John Reilly	William B. Williams
Chester B. Darrall	Charles H. Joyce	John Robinson	James Wilson
John M. Davy	John A. Kasson	Sobieski Ross	Alan Wood, jr.
Dudley C. Denison	William D. Kelley	Jeremiah M. Rusk	William Woodburn
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel S. Sampson	L. D. Woodworth.
Mark H. Dunnell	William S. King		

Those not voting are—

Mr. William B. Anderson	Mr. John R. Goodin	Mr. Scott Lord	Mr. James B. Reilly
Lyman K. Bass	William S. Raymond	John K. Luttrell	John G. Schumaker
John H. Burleigh	Goldsmith W. Hewitt	William McFarland	Alex. H. Stephens
Beverly B. Douglas	James H. Hopkins	William J. O'Brien	John K. Tarbox
George H. Durand	Frank Jones	John B. Packer	Philip F. Thomas
Charles J. Faulkner	J. V. Le Moine	William A. Piper	G. Wiley Wells
Randall L. Gibson	William M. Levy	William J. Purman	William A. Wheeler
John Goode, jr.	Burwell B. Lewis	Joseph H. Rainey	John O. Whitehouse.

So the said amendment was agreed to.

The question then recurring on the resolution as amended, the same was agreed to.

Mr. Clymer submitted the following order; which was read, considered, and agreed to, viz:

Ordered, That the Senate be informed of the action of this House on the electoral vote of the State of Oregon, and that the House of Representatives is now ready to meet them in joint convention in its hall.

During the debate on the aforesaid resolution,

A message from the Senate, by Mr. Gorham, their Secretary :

Mr. Speaker : The Senate have adopted the following resolution, viz :
Resolved, That the decision of the commission upon the electoral vote of the State of Oregon stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Senate is now ready to meet with the House of Representatives to proceed with the counting of the electoral votes for President and Vice-President.

The Senate, at 3 o'clock and 55 minutes p. m., (Saturday, February 24,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses having separated to consider and determine the objections to the decision of the commission on the certificates from the State of Oregon, their decisions thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate upon the said objections, viz :

Resolved, That the decision of the commission upon the electoral vote of the State of Oregon stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House of Representatives thereupon read the decision of the House of Representatives upon the said objections, viz :

Ordered, That the vote purporting to be the electoral vote for President and Vice-President, and which was given by one J. W. Watts, claiming to be an elector for the State of Oregon, be not counted.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the decision of the commission will stand unreversed, and the counting of the votes would proceed in conformity therewith.

The tellers accordingly announced that Oregon casts three (3) votes for Rutherford B. Hayes, of Ohio, for President, and three (3) votes for William A. Wheeler, of New York, for Vice-President.

The presiding officer then opened and handed to the tellers the certificates from the State of Pennsylvania.

The same having been read,

Mr. William S. Stenger, a Representative from the State of Pennsylvania, on behalf of himself and others, submitted the following objections to the said certificates ; which objections were read by the Clerk of the House, viz :

The undersigned, Senators and Representatives, object to the counting of the vote of Henry A. Boggs as an elector for the State of Pennsylvania, on the grounds following, namely :

That a certain Daniel J. Morrell was a candidate for the post of elector for the State of Pennsylvania at the election for electors of President and Vice-President on the 7th day of November, 1876, and was declared by the governor of the State of Pennsylvania to have been duly elected an elector at said election.

And the undersigned aver that the said Daniel J. Morrell was not duly elected an elector for the State of Pennsylvania, because for a long period before and on the said 7th day of November, 1876, and for a long period subsequent thereto, the said Morrell held an office of trust and profit under the United States ; that is to say, the office of

commissioner under the act of Congress approved March 3, 1871, entitled "An act to provide for celebrating the one hundredth anniversary of American Independence by holding an international exhibition of arts, manufactures, and products of the soil and mine, in the city of Philadelphia and State of Pennsylvania, in the year 1876," to which he was appointed by the President of the United States under the provisions of said act.

Wherefore the undersigned aver that the said Morrell could not be constitutionally appointed an elector for the State of Pennsylvania on the said 7th day of November, 1876, under the Constitution of the United States.

And the undersigned further state that on the 6th day of December, 1876, the said Morrell did not attend the meeting of the electors of the State of Pennsylvania, and that he was not, according to the laws of Pennsylvania and under the Constitution of the United States, duly elected an elector of said State, and could not be constitutionally and legally declared duly elected as such elector, and had no legal right to attend the said meeting of electors.

And the undersigned further state that the college of electors had power under the law of Pennsylvania to fill vacancies in the office of elector under and by virtue of the law of Pennsylvania, which is in the words following, and by none other whatsoever, namely:

"If any such elector shall die, or from any cause fail to attend at the seat of government at the time appointed by law, the electors present shall proceed to choose ~~new~~ ^{one} a person to fill the vacancy occasioned thereby, and immediately after such choice the name of the person so chosen shall be transmitted by the presiding officer of the college to the governor, whose duty it shall be forthwith to cause notice in writing to be given to such person of his election, and the person so elected [and not the person *in whose place* he shall have been chosen] shall be an elector, and shall, with the other electors, perform the duties enjoined on them as aforesaid."

And the undersigned further state that under said law the electors present had no authority to appoint the said Henry A. Boggs to fill the vacancy of the said Daniel J. Morrell or on any other grounds whatever, and that said supposed appointment of said Henry A. Boggs was wholly without authority of law, and was and is null and void.

Wherefore the undersigned aver that the said Henry A. Boggs was not duly appointed by the State of Pennsylvania in the manner that its legislature directed, and that he was not entitled to cast his vote as elector for said State, and that his vote as such should not be, because it cannot be constitutionally, counted.

And the undersigned hereto annex the evidence to sustain the above objections which has been taken before the committee of the House of Representatives on the powers, privileges, and duties of the House.

WILLIAM A. WALLACE, Pennsylvania,
M. W. RANSOM,
WM. PINKNEY WHITE,
Senators.
W. S. STENGER, Pennsylvania,
J. R. TUCKER, Virginia,
CHARLES B. ROBERTS, Maryland,
F. D. COLLINS, Pennsylvania,
JAC. TURNEY, Pennsylvania,
W. F. SLEMONS, Arkansas,
WM. MUTCHLER, Pennsylvania,
ALEX. G. COCHRANE, Pennsylvania,
JOHN L. VANCE, Ohio,
G. A. JENKS, of Pennsylvania,
Representative.

UNITED STATES OF AMERICA, DEPARTMENT OF STATE.

To all to whom these presents shall come, greeting:

I certify that the document hereto annexed is a true copy of the original now on file in this Department.

In testimony whereof I, Hamilton Fish, Secretary of State of the United States, have hereunto subscribed my name and caused the seal of the Department of State to be affixed.

Done at the city of Washington this 23d day of February, A. D. 1877, and of the Independence of the United States of America the one hundred and first.

[SEAL.]

HAMILTON FISH.

EXECUTIVE CHAMBER,
Harrisburgh, Pennsylvania, March 10, 1871.

DEAR SIR: I have the honor to inform you that, in conformity with the recent act of Congress "to provide for celebrating the one hundredth anniversary of American Inde-

pendence," &c., I have made the following appointments, which I submit for your approval:

Hon. Daniel J. Morrell, Johnstown, Cambria County, Pennsylvania, to be United States commissioner for Pennsylvania, in accordance with the provisions of the second section of the act.

Hon. Asa Packer, Mauch Chunk, Carbon County, Pennsylvania, to be the alternate United States commissioner for Pennsylvania, in accordance with the fourth section of the same act.

With assurances of my kindest regards, I am, general, very respectfully and truly, yours,

JNO. W. GEARY.

General U. S. GRANT,
President of the United States, Washington, D. C.

WASHINGTON, D. C., February 22, 1877.

JOHN REILLY, a member of the House from the State of Pennsylvania, sworn and examined.

By Mr. FIELD:

Question. Do you know Daniel J. Morrell, of Pennsylvania?—Answer. I do.

Q. How long have you known him?—A. I suppose fifteen or eighteen years.

Q. Where does he reside?—A. In Johnstown, Cambria County, Pennsylvania.

Q. Was he one of the centennial commissioners appointed by the President?—A. Yes, sir.

Q. Is he still such?—A. I believe he is; he was at the close of the exhibition; I have not heard of him in connection with it since.

Q. How near to him do you live?—A. I live within thirty-eight miles of him.

Q. Do you know him very well?—A. Yes, sir.

Q. Is he the same gentleman who was appointed one of the presidential electors in the State of Pennsylvania?—A. Yes, sir.

Q. On the republican ticket?—A. Yes, sir.

By Mr. BURCHARD:

Q. Did you serve with him on the centennial commission?—A. No, sir.

Q. Did you vote for him?—A. I did not.

Q. You have no personal knowledge as to what you have testified to, have you?—A. I have seen Mr. Morrell at the Centennial Exhibition, in the discharge of his duties.

Q. What duties did you see him perform at the exhibition?—A. I saw him around there. I don't know that I can state specifically that I saw him perform any particular act.

Q. Did you not see 20,000 other individuals about there at the same time?—A. I saw a great many more than that.

Q. One hundred thousand?—A. Perhaps 200,000.

Q. Walking about the grounds?—A. Yes, sir.

Q. Can you mention any particular thing you saw Mr. Morrell do at that time?—A. No, sir; but it is a well-known fact that he was a centennial commissioner.

Q. It is rumor and general information that you have on the subject?—A. I may state that I had from Mr. Morrell himself, directly, a statement that he had paired with a man on the day of the election for the purpose of attending to his duties as centennial commissioner.

By Mr. FIELD:

Q. You saw him at the Centennial Exhibition in the apparent discharge of his duties?—A. Yes, sir.

Q. And you heard him speak of his duties as centennial commissioner?—A. Yes, sir.

Q. Is he universally reported to be a centennial commissioner?—A. Yes, sir; he was formerly a member of Congress.

Q. Do you know that he was the candidate for presidential elector?—A. Yes, sir.

Q. Do you know that it was the same person?—A. Yes, sir.

By Mr. BURCHARD:

Q. Do you know that from him?—A. I do not know that I ever heard him speak of it himself directly.

By Mr. FIELD:

Q. But it was well understood among the people in Pennsylvania that Daniel J. Morrell, who was centennial commissioner, was also a candidate for presidential elector on the republican ticket?—A. It was generally understood in that district. I cannot speak as to the whole State.

WASHINGTON, D. C., February 23, 1877.

JOHN WELSH sworn and examined.

By Mr. TUCKER :

Question. Where do you reside?—Answer. I reside in Philadelphia, Pennsylvania.

Q. Were you a candidate for the position of presidential elector at the late presidential election, and were you certified as one of the electors for the State of Pennsylvania?—A. I was, from the first district.

Q. Did you attend the college of electors?—A. I did.

Q. And cast your vote?—A. Yes, sir.

Q. Do you hold any office of honor, trust, or profit under the United States?—A. No, sir.

Q. What is your connection with the Centennial Exhibition?—A. I am a director and also president of the Centennial Board of Finance, which was chartered by the United States on the 1st of June, 1872. It is a stock company. I was elected a director in April, 1873, and every year since then by the stockholders, and have been chosen president every year by the directors.

Q. Were you president of that corporation on the 7th of November, 1876?—A. I was.

Q. And on the 6th of December, 1876?—A. Yes, sir; and am still.

Q. You are a stockholder in the corporation?—A. I am a stockholder in the corporation.

Q. And have been since 1873?—A. Yes, sir.

Q. You held no position as centennial commissioner?—A. No, sir.

Q. Do you know Mr. Daniel J. Morrell?—A. I do.

Q. Was he a centennial commissioner under appointment of the President?—A. He was and is.

Q. He was acting as such on the 7th of November, 1876, and on the 6th of December, 1876?—A. Yes, sir.

Q. Is he the same gentleman who was elected one of the presidential electors for the State of Pennsylvania?—A. He is.

Q. Did he appear at the meeting of the electors?—A. He did not.

Q. Did he assign any reason for not appearing?—A. He was not present. I cannot say that he ever assigned any reason for his absence.

Q. Did he send a letter?—A. No. I think he was absent and that his place was supplied.

Q. Who was appointed in his place?—A. If I recollect right, it was Mr. Boggs, of Cambria County, the same county that Mr. Morrell lives in.

Q. Who appointed Mr. Boggs?—A. He was appointed by the electoral college.

Q. Did he hold any Federal office?—A. I think not.

Q. His title as an elector for the State of Pennsylvania was due to an appointment by the college of electors?—A. Entirely.

Q. To fill the place of Mr. Morrell?—A. Yes, sir.

By Mr. LAWRENCE :

Q. The corporation was a mere private stock corporation?—A. Yes, sir.

Q. You had no appointment from the President of the United States?—A. No, sir.

Q. There is no salary fixed by law to the office of director or president?—A. The law allows a salary to be paid to the president and the treasurer, but I have never received any salary. I declined to receive it.

Q. The law does not fix any salary?—A. No, sir.

By Mr. BURCHARD :

Q. The salary would have been paid by the corporation?—A. Yes; it would have been paid by the corporation.

Q. And your relation to the Centennial Exhibition was simply that of stockholder in this corporation and of an officer elected by the stockholders?—A. I was elected a director by the stockholders and president by the board of directors.

By Mr. LAWRENCE :

Q. You are no more an officer of the Government of the United States than would be a director of a railroad company incorporated by Congress?—A. No, sir. I have never held any office under the United States.

By Mr. TUCKER :

Q. Did you give any bond as president of the board of finance to the United States?—A. Yes, sir; not as president of the board of finance. Congress appropriated \$1,500,000, and there was a provision in the appropriation bill that the president and treasurer should give a bond in \$500,000. That bond was given by us, signed by one hundred citizens of Philadelphia.

Q. You executed that bond?—A. Yes, sir.

Q. To whom was the bond given?—A. I suppose the Secretary of the Treasury.

The bond was conditioned on our applying the money to the purpose stated, namely, having the building open on the 10th of May, free of debt. The bond was filed, and vouchers to the amount of \$1,727,000 were sent voluntarily by us.

Q. Is this the provision of law on the subject? [Reading.]—A. Yes, sir; that is it.

Q. You say that you presented vouchers?—A. Yes, sir.

Q. When?—A. In the course of the season we sent to the Treasury Department vouchers for \$1,727,000. They were sent at various periods during the summer.

Q. Did you send them all to the Treasury before the presidential election?—A. Long before.

Q. Did you get an acquittance or discharge of the bond?—A. No, sir; we got no acquittance or discharge.

Q. The bond, therefore, is still outstanding as an obligation?—A. Yes, sir; I do not know whether the Government ever gives up a bond.

Q. It gave you no acquittance?—A. No, sir.

Q. Was there any provision for returning this money to the Government?—A. I have no opinion to offer on that subject. There is a difference of opinion on the subject between gentlemen skilled in the law. My own reading of it is that there is no provision for the return of the money to the Government until after the stockholders shall be paid unless there be a profit, but I pretend to express no opinion on the subject. It was submitted to the court, and the circuit court has determined that there is no such provision in the law; in other words, that the money which we have on hand belongs to the stockholders; but an appeal has been taken to the Supreme Court of the United States, and it will be argued there.

Q. Then the question was whether there was any money to be paid to the Government in any event?—A. The question was whether any money was to be paid to the Government out of the capital or out of the profits. The construction of the court is that it was to come out of the profits.

Q. Then the court has decided that there is an obligation to refund the money to the Government if there should be a profit sufficient for that purpose?—A. Yes, sir.

Q. Do you hold any fund in your hands now awaiting the decision of that case?—A. We do. We placed before the court a statement that we have about \$2,000,000 on hand for which there are two claimants.

Q. Who are the two claimants?—A. The stockholders and the Government. We asked the court to instruct us what to do with the money.

By Mr. BURCHARD :

Q. You were the president of a board of directors, elected by the stockholders under sections 4 and 5 of the act of 1872?—A. Yes, sir.

Q. There has been no change in the law, to your knowledge, in reference to the duration of your term of office or your duties in regard to the Government?—A. No, sir; no change.

Q. That law provides that the president, two vice-presidents, treasurer, and secretary, and such other officers as may be required to carry out the purpose of the corporation, shall hold their respective offices during the pleasure of the board, and the board adopts by-laws for its own government?—A. Yes.

Q. And you are in no way represented as an officer of the United States?—A. No, sir.

Q. You had no power to incur any liability to be charged to the United States?—A. No, sir. Each of the acts of Congress has had specific provisions in that respect—that no debt or responsibility should be incurred on behalf of the United States.

Q. And your relation to this money which was appropriated by Congress was simply that of applying it as the law required?—A. Yes, sir.

Q. But it was appropriated to the corporation?—A. Entirely.

Q. For the purpose of the exposition?—A. Yes.

Q. And the act required the president of the board and the treasurer to give bond to the United States?—A. Yes.

Q. You had no special custody of the funds?—A. The treasurer had custody of the funds, but a bond was required from the president as well as the treasurer.

Q. Your only relation to it was simply that of giving a bond?—A. Yes. The fund was under the control of the board of directors to be disposed of by them. I was their servant. The funds were all applied in exact accordance with the memorial sent to Congress and signed by me, and it is a very curious fact that the \$1,500,000 asked for was precisely the amount that was required.

Q. You hold no office of profit or trust under the United States unless the giving of a bond created you an officer?—A. No, sir. If so, I am an officer of the United States in a great many instances, for I am on a good many custom-house bonds for the last fifty years.

By Mr. TUCKER :

Q. You say that \$1,500,000 was just enough?—A. Just enough to enable us to open the exhibition.

Q. How much money have you on hand now interpleaded between the Government of the United States and the stockholders?—A. Something rising \$2,000,000. We cannot yet determine definitely the amount, because there are certain large claims which may or may not be allowed. If the Government is to be refunded the \$1,500,000, then we shall pay 25 per cent. to the stockholders, and in the other case we shall have probably 85 per cent. to pay to the stockholders.

WASHINGTON, D. C., February 24, 1877.

DANIEL J. MORRELL sworn and examined.

By Mr. TUCKER :

Question. Where do you reside?—Answer. Johnstown, Pennsylvania.

Q. Are you or have you been a centennial commissioner by appointment of the President of the United States?—A. Yes, sir.

Q. What was the date of your appointment, and up to what time did you hold the office?—A. I don't remember the exact date, but I think it was in 1871 or 1872.

Q. You were appointed by commission by the President?—A. I was nominated by the governor of Pennsylvania and commissioned by the President of the United States.

Q. Are you still a centennial commissioner?—A. Yes, sir.

Q. And you have continued to be such from the time of your appointment until the present time?—A. Yes, sir.

Q. Were you a candidate for the position of elector at the late presidential election held on November 7, 1876?—A. I was nominated and voted for as an elector.

Q. Was your election certified to you by the governor of the State?—A. Yes, sir.

Q. Did you attend the meeting of the college of electors?—A. No, sir.

Q. Did you resign the position?—A. No, sir; I did not. I was advised that it was not necessary that I should resign, but that I should not attend; that I was not eligible.

Q. Not eligible by reason of your being a centennial commissioner?—A. Yes, sir.

Q. You absented yourself on that account?—A. I did.

Q. Who was appointed in your place?—A. Henry A. Boggs.

Q. Henry, not Harry?—A. I have always understood that his name was Henry; he is called Harry generally, however.

Q. He was appointed in your place?—A. That was my understanding. I was not present at the meeting of the electors.

By Mr. BURCHARD :

Q. Are you paid any compensation out of the Treasury of the United States as centennial commissioner?—A. No compensation whatever from any source.

Q. The position you hold is under the act creating the centennial commissioner?—A. Yes, sir.

The presiding officer having asked for further objections to the said certificates, and none being presented, thereupon announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon the Senate, at 4 o'clock and 20 minutes p. m., (February 24,) withdrew to their chamber.

Whereupon,

The House resumed its session.

Mr. John L. Vance moved that the House take a recess until 10 o'clock a. m. Monday, February 26;

And the question being put,

It was decided in the affirmative, { Yeas 133
Nays 122
Not voting 35

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Archibald M. Bliss	Mr. William P. Caldwell	Mr. Francis D. Collins
Lucien L. Ainsworth	James H. Blount	Milton A. Candler	Philip Cook
Thomas S. Ashe	Taul Bradford	Nathan T. Carr	Jacob P. Cowan
John D. C. Atkins	John M. Bright	George W. Cate	Samuel S. Cox
John C. Bagby	John Young Brown	Bernard G. Caulfield	David B. Culbertson
John H. Bagley, jr.	Aylett H. Buckner	John B. Clarke	Joseph J. Davis
Henry B. Banning	Samuel D. Burchard	John B. Clark, jr.	Rezin A. DeBolt
Jos. C. S. Blackburn	George C. Cabell	Hiester Clymer	Mr. George G. Dibrell
Richard P. Bland	John H. Caldwell	Alex. G. Cochran	Milton J. Durham

Mr. John R. Eten E. John Ellis Charles J. Faulkner William H. Felton David Dudley Field Jesse J. Finley William H. Forney Benjamin J. Franklin Benoni S. Fuller Lucien C. Ganse Thomas M. Gunter Andrew H. Hamilton Robert Hamilton John Hancock Aug. A. Hardenbergh Henry R. Harris John T. Harris Carter H. Harrison Julian Hartridge William Hartsell Eli J. Henkle Abram S. Hewitt Benjamin H. Hill William S. Holman Charles E. Hooker	Mr. John F. House Andrew Humphreys Eppa Hunton George A. Jenks Thomas L. Jones Edward C. Kehr J. Proctor Knott Lucius Q. C. Lamar Franklin Landers Lafayette Lane William M. Levy William P. Lynde L. A. Mackey Levi Maish William McFarland John A. McMahon Edwin R. Meade Henry B. Metcalfe Charles W. Milliken Roger Q. Mills Hernando D. Money William R. Morrison William Mutchler Jephtha D. New	Mr. William J. O'Brien N. Holmes Odell Henry B. Payne John F. Phillips Earley F. Poppleton David Rea John H. Reagan John Reilly Americus V. Rice Haywood Y. Riddle William M. Robbins Charles B. Roberts Miles Ross John S. Savage Milton Saylor Alfred M. Scales Gustave Schleicher James Sheakley Otho R. Singleton William F. Slemmons William E. Smith Milton I. Southard William A. J. Sparks William M. Springer	Mr. William H. Stanton William S. Stenger William H. Stone Thomas Swann John K. Tarbox Frederick H. Teese William Terry Charles P. Thompson J. W. Throckmorton John R. Tucker Jacob Turney John L. Vance Robert B. Vance Alfred M. Waddell Gilbert C. Walker Ansel T. Walling William W. Warren W. C. Whitthorne Peter D. Wigginton Scott Wike James Williams Benjamin Wilson Fernando Wood Jesse J. Yeates.
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Those who voted in the negative are—

Mr. Charles H. Adams George A. Bagley John H. Baker William H. Baker Latimer W. Ballou Nathaniel P. Banks James B. Belford Samuel N. Bell Henry W. Blair Nathan B. Bradley William R. Brown Horatio C. Burchard John H. Burleigh Charles W. Buttz Alexander Campbell Joseph G. Cannon Thomas J. Cason Lucien B. Caswell Simeon B. Chittenden Omar D. Conger William W. Crapo Lorenzo Crounse Augustus W. Cutler Lorenzo Danford Chester B. Darrall John M. Davy Dudley C. Denison Samuel A. Dobbins Mark H. Dunnell Benjamin T. Eames James L. Evans	Mr. Edwin Flye Greenbury L. Fort Charles Foster Chapman Freeman James A. Garfield Eugene Hale Jere Haralson Benjamin W. Harris Robert A. Hatcher Henry H. Hathorn William S. Haymond George W. Hendee Thomas J. Henderson George F. Hoar Solomon L. Hoge George G. Hoskins Jay A. Hubbell Morton C. Hunter Stephen A. Hurlbut John A. Hyman Charles H. Joyce John A. Kasson William D. Kelley Alanson M. Kimball William S. King George M. Landers Elbridge G. Lapham William Lawrence E. W. Leavenworth J. V. Le Moyné Scott Lord	Mr. John R. Lynch Henry S. Magoon C. D. MacDougall George W. McCrary James W. McDill James Monroe Charles H. Morgan Charles E. Nash Lawrence T. Neal Nelson I. Norton Addison Oliver Charles O'Neill Horace F. Page William A. Phillips Henry L. Pierce Harris M. Plaisted Thomas C. Platt Allen Potter Joseph Powell Henry O. Pratt Joseph H. Rainey Milton S. Robinson Sobleaki Ross Jeremiah M. Rusk Ezekiel S. Sampson Julius H. Seelye C. H. Sinnickson Robert Smalls A. Herr Smith Horace B. Strait	Mr. Adlai E. Stevenson William H. H. Stowell Jacob M. Thornburgh Martin I. Townsend Washington Townsend John Q. Tufts Nelson H. Van Vorhes John T. Walt Henry Waldron Charles C. B. Walker Alexander S. Wallace John W. Wallace Elijah Ward Levi Warner Henry Watterson Erastus Wells G. Wiley Wells John D. White John O. Whitehouse Richard H. Whiting George Willard Andrew Williams Alpheus S. Williams Charles G. Williams William B. Williams Benjamin A. Willis James Wilson Alan Wood, jr. William Woodburn L. D. Woodworth.
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Those not voting are—

Mr. William B. Anderson Lyman K. Bass George M. Beebe Andrew R. Boone Chester W. Chapin Beverly B. Douglas George H. Durand Albert G. Egbert William P. Frye	Mr. Randall L. Gibson John M. Glover John Goode, jr. John R. Goodin Charles Hays Goldsmith W. Hewitt James H. Hopkins Frank H. Hurd Frank Jones	Mr. Burwell B. Lewis John K. Luttrell Samuel F. Miller John B. Packer James Phelps William A. Piper William J. Purman James B. Reilly John Robbins	Mr. John G. Schumaker Alex. H. Stephens Philip F. Thomas William Walsh William A. Wheeler Jere N. Williams William W. Wilshear Casey Young.
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So the motion was agreed to, and the House accordingly, at 4 o'clock and 52 minutes p. m., took a recess until Monday (February 26) at 10 o'clock a. m.

AFTER THE RECESS.

(Monday, February 26, 1877—10 o'clock a. m.)

A message from the Senate, by Mr. Gorham, their Secretary:

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the Senate have adopted the following resolution,

viz:

Resolved, That the vote of Henry A. Boggs be counted with the other votes of the electors of Pennsylvania, notwithstanding the objections made thereto.

Also, that the Senate are now ready to meet the House of Representatives to proceed with the counting of the electoral votes for President and Vice-President.

Mr. Clymer raised the point of order that no quorum was present, and moved a call of the House;

When, no quorum voting,

A call of the House was ordered by the Speaker.

The roll having been called,

The following-named gentlemen failed to answer to their names:

Messrs. Josiah G. Abbott, Lucien L. Ainsworth, William B. Anderson, John C. Bagby, John H. Bagley, jr., Lyman K. Bass, George M. Beebe, James B. Belford, Joseph C. S. Blackburn, Archibald M. Bliss, Samuel D. Burchard, John H. Burleigh, Charles W. Buttz, George C. Cabell, Chester W. Chapin, Alexander G. Cochrane, Jacob P. Cowan, David B. Culberson, Lorenzo Danford, Chester B. Darrall, Beverly B. Douglas, George H. Durand, Albert G. Egbert, E. John Ellis, David Dudley Field, Edwin Flye, Benoni S. Fuller, Randall L. Gibson, John M. Glover, John Goode, jr., John R. Goodin, Thomas M. Gunter, Robert Hamilton, John Hancock, Henry R. Harris, John T. Harris, William Hartzell, William S. Haymond, Charles Hays, George W. Hendee, Eli J. Henkle, Goldsmith W. Hewitt, Benjamin H. Hill, Solomon L. Hoge, James H. Hopkins, John F. House, Frank Jones, William S. King, Franklin Landers, Elias W. Leavenworth, William M. Levy, Burwell B. Lewis, John K. Luttrell, William P. Lynde, William McFarland, Edwin R. Meade, Henry B. Metcalfe, Charles W. Milliken, Roger Q. Mills, Hernando D. Money, William Mutchler, Henry B. Payne, William A. Phillips, William A. Piper, Thomas C. Platt, Henry O. Pratt, William J. Purman, Joseph H. Rainey, David Rea, James B. Reilly, John S. Savage, Milton Saylor, John G. Schumaker, James Sheakley, William F. Slemmons, Robert Smalls, William A. J. Sparks, Horace B. Strait, Alexander H. Stephens, William H. Stone, Philip F. Thomas, Jacob Turney, Charles C. B. Walker, Gilbert C. Walker, Elijah Ward, Henry Watterson, William A. Wheeler, John D. White, Scott Wike, George Willard, William W. Wilshire, Benjamin Wilson, Jesse J. Yeates, Casey Young.

When

A quorum appearing,

On motion of Mr. Fort, all further proceedings under the call were dispensed with.

The regular order being demanded, the Speaker laid before the House the objections presented in the joint meeting of the two houses to the certificates from the State of Pennsylvania;

When

Mr. Kelly submitted the following order, viz:

Resolved, That the vote of Henry A. Boggs be counted as an elector for the State of Pennsylvania, the objections to the contrary notwithstanding.

Mr. Stenger submitted the following amendment, in the nature of a substitute therefor, viz:

Resolved, That the vote of Henry A. Boggs, as an elector for the State of Pennsylvania, should not be counted, because the said Boggs was not appointed an elector for said State in such manner as its legislature directed.

The Clerk having read the said objections, was proceeding to read the testimony accompanying the same,

When

Mr. James Wilson objected to the reading of the said testimony.

Whereupon

The Speaker, in accordance with the requirement of rule 141, submitted the question to the House, viz :

Shall the said testimony be now read ?

And it was decided in the affirmative, { Yeas..... 133
Nays..... 116
Not voting 41

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Milton J. Durham	Mr. J. Proctor Knott	Mr. Gustave Schleicher
Lucien L. Ainsworth	John R. Eden	Lucius Q. C. Lamar	James Sheakley
Thomas S. Ashe	Albert G. Egbert	Franklin Landers	Otho R. Singleton
John D. C. Atkins	Charles J. Faulkner	George M. Landers	William E. Smith
John H. Bagley, jr.	William H. Felton	Lafayette Lane	Milton I. Southard
Henry B. Banning	David Dudley Field	William M. Levy	William M. Springer
George M. Beebe	Jesse J. Finley	John K. Luttrell	William H. Stanton
Richard P. Bland	William H. Forney	William P. Lynde	William S. Stenger
Archibald M. Bliss	Benjamin J. Franklin	L. A. Mackey	William H. Stone
Andrew R. Boone	Benoni S. Fuller	Levi Maish	Thomas Swann
Taul Bradford	John M. Glover	John A. McMahon	Frederick H. Teese
John M. Bright	John Goode, jr.	Hernando D. Money	William Terry
John Young Brown	Thomas M. Gunter	William R. Morrison	Charles P. Thompson
George C. Cabell	Andrew H. Hamilton	William Mutchler	John R. Tucker
John H. Caldwell	Robert Hamilton	Lawrence T. Neal	Jacob Turney
William P. Caldwell	Aug. A. Hardenbergh	Jephtha D. New	John L. Vance
Milton A. Candler	Henry R. Harris	William J. O'Brien	Robert B. Vance
Nathan T. Carr	Carter H. Harrison	N. Holmes Odell	Alfred M. Waldell
George W. Cate	Julian Hartzfeld	Henry B. Payne	Charles C. B. Walker
Bernard G. Caulfield	William Hartzell	John F. Phillips	Gilbert C. Walker
Chester W. Chapin	Robert A. Hatcher	William A. Piper	Ansel T. Walling
John B. Clarke	Ell J. Henkle	Earley F. Poppleton	William Walsh
John B. Clark, jr.	Abram S. Hewitt	Joseph Powell	Levi Warner
Hester Clymer	Benjamin H. Hill	Sobieaski Ross	William W. Warren
Alex. G. Cochrane	William S. Holman	John Reilly	Henry Watterson
Francis D. Collins	Charles E. Hooker	Americus V. Rice	W. C. Whitthorne
Phillip Cook	John F. House	Haywood Y. Riddle	Peter D. Wigginton
Jacob P. Cowan	Andrew Humphreys	John Robbins	Scott Wike
Samuel S. Cox	Eppa Hunton	William M. Robbins	Alpheus S. Williams
David B. Culberson	Frank H. Hurd	Charles B. Roberts	Jere N. Williams
Augustus W. Cutler	George A. Jenks	Miles Ross	Benjamin Wilson
Joseph J. Davis	Thomas L. Jones	John S. Savage	Fernando Wood
Rezin A. DeBolt	Edward C. Kehr	Alfred M. Scales	Jesse J. Yeates.
George G. Dibrell			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. C. D. MacDougall	Mr. A. Herr Smith
George A. Bagley	Charles Foster	George W. McCrary	Horace B. Strait
John H. Baker	Chapman Freeman	James W. McDill	Adlai E. Stevenson
William H. Baker	William P. Frye	Samuel F. Miller	William H. H. Stowell
Latimer W. Ballou	James A. Garfield	James Monroe	John K. Tarbox
Nathaniel P. Banks	John R. Goodin	Charles H. Morgan	Jacob M. Thornburgh
James B. Belford	John Hancock	Charles E. Nash	J. W. Throckmorton
Henry W. Blair	Jere Haralson	Nelson I. Norton	Martin I. Townsend
Nathan B. Bradley	Benjamin W. Harris	Addison Oliver	Washington Townsend
William R. Brown	Henry H. Hathorn	Charles O'Neill	John Q. Tufts
Horatio C. Burcharde	William S. Hammond	John B. Packer	Nelson H. Van Vorhes
John H. Burleigh	Charles Hays	Horace F. Page	John T. Wait
Charles W. Buttz	George W. Hendee	James Phelps	Henry Waldron
Joseph G. Cannon	Thomas J. Henderson	William A. Phillips	Alexander S. Wallace
Thomas J. Cason	George F. Hoar	Henry L. Pierce	John W. Wallace
Lucien B. Caswell	Solomon L. Hoge	Harris M. Plaisted	Elijah Ward
Simson B. Chittenden	George G. Hoskins	Thomas C. Platt	G. Wiley Wells
Omar D. Conger	Jay A. Hubbell	Allen Potter	John O. Whitehouse
William W. Crapo	Morton C. Hunter	Henry O. Pratt	Richard H. Whiting
Lorenzo Crounse	Stephen A. Hurlbut	William J. Purman	George Willard
Lorenzo Danford	John A. Hyman	Joseph H. Rainey	Andrew Williams
Chester B. Darrall	Charles H. Joyce	John H. Reagan	Charles G. Williams
John M. Davy	John A. Kasson	Milton S. Robinson	James Williams
Dudley C. Denison	William D. Kelley	Sobieaski Ross	William B. Williams
Samuel A. Dobbins	Alanson M. Kimball	Jeremiah M. Rusk	William W. Wilshire
Mark H. Dunnell	Elbridge G. Lapham	Ezekiel S. Sampson	James Wilson
Benjamin T. Eames	William Lawrence	Julius H. Seelye	Alan Wood, jr.
James L. Evans	John R. Lynch	C. H. Sinnickson	William Woodburn
Edwin Flye	Henry S. Magoon	Robert Smalls	L. D. Woodworth.

Those not voting are—

Mr. William B. Anderson	Mr. E. John Ellis	Mr. J. V. Le Moyne	Mr. John G. Schumaker
John C. Bagby	Lucien C. Gause	Burwell B. Lewis	William F. Slemmons
Lyman K. Bass	Randall L. Gibson	Scott Lord	William A. J. Sparks
Samuel N. Bell	Eugene Hale	William McFarland	Alex. H. Stephens
Jos. C. S. Blackburn	John T. Harris	Edwin R. Meade	Philip F. Thomas
James H. Blount	Goldsmith W. Hewitt	Henry B. Metcalfe	Erastus Wells
Aylett H. Buckner	James H. Hopkins	Charles W. Milliken	William A. Wheeler
Samuel D. Burchard	Frank Jones	Roger Q. Mills	John D. White
Alexander Campbell	William S. King	James B. Reilly	Benjamin A. Willis
Beverly B. Douglas	E. W. Leavenworth	Milton Saylor	Casey Young.
George H. Durand			

So the House decided that the said testimony should be read.

Whereupon

The Clerk read the said testimony.

After debate on the said resolutions,

The Speaker announced the commencement of the legislative day of Monday, February 26, 1877, and directed the journal of Saturday's proceedings to be read.

MONDAY, FEBRUARY 26, 1877.

The journal of Saturday's proceedings having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By the Speaker: Protest of citizens of Philadelphia against submitting to the decision of the Electoral Commission, because of its injustice and unfairness, to the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States.

Also, the petition of citizens of Pennsylvania for cheap telegraphy;

By Mr. Bland: A paper relating to the establishment of a post-route from Saint James to Swiss, Missouri;

By Mr. Cabell: The petition of citizens of Pittsylvania County, Virginia, for cheap telegraphy;

By Mr. Crapo: The petition of Alexander H. Corey and others, of Westford, Massachusetts, for cheap telegraphy;

to the Committee on the Post-Office and Post-Roads.

By Mr. Crounse: The petition of J. H. Eddy and others, of Nebraska, that settlers on the public lands may have the time of their residence on claims as pre-emptors credited, when converting their occupation into one under the homestead law;

By Mr. Dunnell: Memorial of the legislature of Minnesota, asking for the amendment of the tree-culture act;

to the Committee on the Public Lands.

Also, memorial of the legislature of Minnesota, that the time in which applications for pensions may be made be extended two years, to the Committee on Invalid Pensions.

By Mr. Egbert: The petition of citizens of Youngsville, Pennsylvania, for cheap telegraphy;

By Mr. Felton: The petition of citizens of Georgia, for a post-route from Villa Rica to Draketown, Georgia;

Also, the petition of citizens of Georgia, for a post-route from Rome, Georgia, via Mellville, Foster's Store, and Alpine, to Valley Head, Alabama;

to the Committee on the Post-Office and Post-Roads.

By Mr. Fuller: Joint resolution of the legislature of Indiana, asking that the names of John H. Killgore, George W. Johnson, and Owen Johnson, late members of Company A, Fortieth Regiment Indiana Veteran Volunteer Infantry, be restored to their original places upon the rolls, to the Committee on Military Affairs.

By Mr. Hubbell: The petition of M. O. Williams, E. P. Wightman, and 26 other residents of Evart, Michigan, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Humphreys: A joint resolution of the legislature of Indiana, that the names of John H. Killgore, George W. Johnson, and Owen Johnson, late of Company A, Fortieth Regiment Indiana Veteran Volunteer Infantry, be restored to their original places upon the rolls of the Army, to the Committee on Military Affairs.

By Mr. Lord: The petition of Charles M. Kinney, J. M. Butler, and other citizens of New York, for the repeal of the check-stamp tax;

Also, the petition of H. D. Talcott, J. Butler, and other citizens of Oneida County, New York, for the repeal of the bank-tax laws; to the Committee of Ways and Means.

By Mr. Luttrell: The petition of Emma Jean Clark, for a pension, to the Committee on Invalid Pensions.

Also, the petition of citizens of Marion County, California, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. O'Neil: Resolutions of the Board of Trade of Philadelphia, favoring the opening of negotiations looking to the abolition of the payment of light-dues in the ports of the kingdom of Great Britain;

Also, resolutions of the Board of Trade of Philadelphia, asking for the organization of a national department to be called the department of commerce; to the Committee on Commerce.

Also, resolutions of the select and common councils of Philadelphia, requesting such action as may be necessary to have the original chart of the Declaration of Independence preserved in Independence Hall, to the Committee on the Centennial Celebration.

Also, the petition of John D. Yerkes, for an increase of his pension, to the Committee on Invalid Pensions.

By Mr. William M. Robbins: Resolutions of the legislature of North Carolina, asking for such legislation as will secure an honest and just adjustment of the affairs of the Freedman's Savings Bank, to the Committee on the Judiciary.

By Mr. Rusk: Two petitions, one from citizens of La Crosse and Jackson Counties, Minnesota, for a post-route from West Salem to Melrose; the other from citizens of Monroe and Jackson Counties, Minnesota, for a post-route from Melrose to Sparta, Minnesota;

Also, the petition of citizens of Bergen, Wisconsin, for cheap telegraphy; to the Committee on the Post-Office and Post-Roads.

By Mr. Sayler: The petition of Henry Birch and other creditors of the District of Columbia, for a final settlement of their claims, to the Committee for the District of Columbia.

By Mr. Springer: The petition of citizens of Illinois, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Strait: A joint resolution of the legislature of Minnesota, for an amendment to the act of Congress approved March 13, 1874, in relation to growing timber on western prairies, to the Committee on the Public Lands.

By Mr. Walsh: The petition of B. Brenner and other citizens of Washington County, Maryland, who feel aggrieved at the action of the Electoral Commission in refusing to take testimony concerning the frauds of the Louisiana and Florida returning-boards, urging that the House exert every legal and constitutional means to defeat the consummation of the contemplated fraud, to the Committee on the Privileges, Powers,

and Duties of the House of Representatives in Counting the Electoral Vote for President and Vice-President.

The House resumed, as the regular order of business, the consideration of the following resolution, submitted by Mr. Kelley, viz:

Resolved, That the vote of Henry A. Boggs be counted as an elector for the State of Pennsylvania, the objections to the contrary notwithstanding.

The pending question being on the following resolution, submitted by Mr. Stenger as an amendment thereto in the nature of a substitute, viz:

Resolved, That the vote of Henry A. Boggs as an elector for the State of Pennsylvania should not be counted, because the said Boggs was not appointed an elector for said State in such manner as its legislature directed;

After two hours' debate thereon,

The question was put,

Will the House agree to the said amendment?

And it was decided in the affirmative, { Yeas 135
Nays 119
Not voting 36

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Charles J. Faulkner	Mr. William M. Levy	Mr. William A. J. Sparks
John D. C. Atkins	William H. Felton	John K. Luttrell	William H. Stanton
John C. Bagby	David Dudley Field	William P. Lynde	William S. Stenger
John H. Bagley, jr.	Jesse J. Finley	L. A. Mackey	William H. Stone
Henry B. Banning	William H. Forney	Levi Maish	Thomas Swann
George M. Beebe	Benjamin J. Franklin	John A. McMahon	Frederick H. Teese
Jos. C. S. Blackburn	Benoni S. Fuller	Edwin R. Meade	William Terry
Archibald M. Bliss	Lucien C. Gause	Hernando D. Money	Charles P. Thompson
James H. Blount	John M. Glover	William R. Morrison	Philip F. Thomas
Andrew R. Boone	John Goode, jr.	William Mutchler	J. W. Throckmorton
Taul Bradford	Thomas M. Gunter	Lawrence T. Neal	John R. Tucker
John M. Bright	Andrew H. Hamilton	Jephtha D. New	Jacob Turney
John Young Brown	Robert Hamilton	William J. O'Brien	John L. Vance
Samuel D. Burchard	Aug. A. Hardenbergh	N. Holmes Odell	Robert B. Vance
George C. Cabell	Henry R. Harris	James Phelps	Alfred M. Waddell
John H. Caldwell	Carter H. Harrison	John F. Phillips	Charles C. B. Walker
William P. Caldwell	Julian Hartridge	William A. Piper	Gilbert C. Walker
Milton A. Candler	William Hartzell	Earley F. Poppleton	Ansel T. Walling
George W. Cate	Robert A. Hatcher	David Rea	William Walsh
John B. Clarke	Ell J. Henkle	John H. Reagan	Elijah Ward
John B. Clark, jr.	Abram S. Hewitt	Amerious V. Rice	Levi Warner
Hester Clymer	Benjamin H. Hill	Haywood Y. Riddle	William W. Warren
Alex. G. Cochrane	William S. Holman	John Robbins	Henry Watterson
Francis D. Collins	Charles E. Hooker	William M. Robbins	Eraustus Wells
Philip Cook	John F. House	Charles B. Roberts	W. C. Whitthorne
Jacob P. Cowan	Andrew Humphreys	Miles Ross	Peter D. Wigginton
Samuel S. Cox	Eppa Hunton	John S. Savage	Scott Wike
Joseph J. Davis	Frank H. Hurd	Milton Saylor	Alphens S. Williams
Rezin A. DeBolt	George A. Jenks	Alfred M. Scales	James Williams
George G. Dibrell	Thomas L. Jones	Gustave Schleicher	Jere N. Williams
Beverly B. Douglas	J. Proctor Knott	James Sheakley	Benjamin A. Willis
Milton J. Durham	Lucius Q. C. Lamar	Otho R. Singleton	Benjamin Wilson
John R. Eden	George M. Landers	William E. Smith	Fernando Wood
E. John Ellis	Lafayette Lane	Milton I. Southard	Jesse J. Yeates

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Simeon B. Chittenden	Mr. James A. Garfield	Mr. John A. Kasson
Lucien L. Ainsworth	Omar D. Conger	John R. Goodin	William D. Kelley
George A. Bagley	William W. Crapo	Eugene Hale	Alanson M. Kimball
John H. Baker	Lorenzo Crounse	Jere Haralson	Elbridge G. Lapham
William H. Baker	Augustus W. Cutler	Benjamin W. Harris	William Lawrence
Latimer W. Ballou	Lorenzo Danford	Henry H. Hathorn	E. W. Leavenworth
Nathaniel P. Banks	Chester B. Darrall	William S. Haymond	John R. Lynch
James B. Belford	John M. Davy	Charles Hays	Henry S. Magoon
Henry W. Blair	Dudley C. Denton	George W. Hendee	C. D. MacDougall
Nathan B. Bradley	Samuel A. Dobbins	Thomas J. Henderson	George W. Mcrary
William R. Brown	Mark H. Dunnell	George F. Hoar	James W. McMill
Horatio C. Burchard	Benjamin T. Eames	Solomon L. Hoge	Samuel F. Miller
Charles W. Butt	Albert G. Egbert	James H. Hopkins	James Monroe
Alexander Campbell	James L. Evans	George G. Hoskins	Charles H. Morgan
Joseph G. Cannon	Edwin Flye	Jay A. Hubbell	Charles E. Nash
Nathan T. Carr	Greenbury L. Fort	Morton C. Hunter	Nelson I. Norton
Thomas J. Cason	Charles Foster	Stephen A. Hurlbut	Addison Oliver
Lucien B. Caswell	Chapman Freeman	John A. Hyman	Charles O'Neill
Bernard G. Caulfield	William P. Frye	Charles H. Joyce	John B. Packer

Mr. Horace F. Page	Mr. Sobieski Ross	Mr. Martin I. Townsend	Mr. Richard H. Whiting
William A. Phillips	Jeremiah M. Rusk	Washington Townsend	George Willard
Henry L. Pierce	Ezekiel S. Sampson	John Q. Tufts	Andrew Williams
Harris M. Plaisted	Julius H. Sealye	Nelson H. Van Vorhes	Charles G. Williams
Thomas C. Platt	C. H. Sinnickson	John T. Walt	William B. Williams
Allen Potter	Robert Smalls	Henry Waldron	William W. Wilshire
Joseph Powell	A. Herr Smith	Alexander S. Wallace	James Wilson
Henry O. Pratt	Horace B. Strait	John W. Wallace	Alan Wood, jr.
Joseph H. Rainey	Adlai E. Stevenson	G. Wiley Wells	William Woodburn
John Reilly	William H. H. Stowell	John D. White	L. D. Woodworth.
Milton S. Robinson	Jacob M. Thornburgh	John O. Whitehouse	

Those not voting are—

Mr. Josiah G. Abbott	Mr. George H. Durand	Mr. J. V. Le Moyne	Mr. James B. Reilly
William B. Anderson	Randall L. Gibson	Burwell B. Lewis	John G. Schumaker
Lynnan K. Baes	John Hancock	Scott Lord	William F. Slemmons
Samuel N. Bell	John T. Harris	William McFarland	William M. Springer
Richard P. Bland	Goldsmith W. Hewitt	Henry B. Metcalfe	Alex. H. Stephens
Aylett H. Buckner	Frank Jones	Charles W. Milliken	John K. Tarbox
John H. Burleigh	Edward C. Kehr	Roger Q. Mills	William A. Wheeler
Chester W. Chapin	William S. King	Henry B. Payne	Casey Young.
David B. Culberson	Franklin Landers	William J. Purman	

So the amendment of Mr. Stenger in the nature of a substitute was agreed to.

The question then recurred on the resolution of Mr. Kelley, as amended; And being put,

It was decided in the affirmative.

On motion of Mr. Kelley,

Ordered, That the Clerk inform the Senate of the action of the House, and that the House is now ready to meet the Senate to proceed with the counting of the electoral votes.

During the debate on the said resolutions,

A message in writing was received from the President of the United States, by Mr. U. S. Grant, jr.; which was handed in at the Speaker's table.

Also, a message, which was handed in at the Clerk's desk, notifying the House that he did this day approve and sign bills of the House of the following titles, viz :

H. R. 7. An act to provide for the sale or exchange of a certain piece of land in the Wallabout Bay, in the State of New York, to the city of Brooklyn.

H. R. 4251. An act making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes.

A message from the Senate, by Mr. Gorham, their Secretary :

Mr. Speaker : The Senate have appointed Mr. Kernan a member of the Electoral Commission, to fill the vacancy occasioned by the physical inability of Mr. Thurman to meet with said commission.

The Senate have adopted the following resolution :

Resolved, That the vote of Henry A. Boggs be counted with the other votes of the electors of Pennsylvania, notwithstanding the objections made thereto.

The Senate is now ready to meet the House to proceed with the counting of the electoral votes for President and Vice-President.

The Senate, at 3 o'clock and 15 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled, "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Mr. William S. Stenger, a Representative from the State of Pennsylvania, on behalf of himself and others, to the vote of Henry A. Boggs as an elector for the State of Pennsylvania.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of Henry A. Boggs be counted with the other votes of the electors of Pennsylvania, notwithstanding the objection thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Resolved, That the vote of Henry A. Boggs as an elector for the State of Pennsylvania should not be counted, because said Boggs was not appointed an elector for said State in such manner as its legislature directed.

The presiding officer thereupon announced that, the two houses not concurring in ordering otherwise, the full electoral vote of the State of Pennsylvania would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The presiding officer then opened and handed to the tellers the certificates from the State of Rhode Island.

The same having been read by the tellers,

Mr. William J. O'Brien, a Representative from the State of Maryland, on behalf of himself and others, submitted the following objections to the said certificates; which objections were read by the Clerk of the House, viz:

The undersigned, Senators and Representatives, do hereby object to counting the vote of William S. Slater, alleged elector of the State of Rhode Island, and as reasons therefor assign the following:

First. That the said William S. Slater was not duly appointed elector by the State of Rhode Island at the election in said State on the 7th day of November, 1876.

Second. That George H. Corliss, according to the decision of the Electoral Commission rendered in the counting of the vote of John W. Watts, as elector of the State of Oregon, if said decision be law, was duly appointed elector by the State of Rhode Island, and the substitution for him of the said Slater was illegal and unconstitutional.

Third. If in any event it was competent to complete the electoral college of Rhode Island by adding another elector thereto, it could only have been done under the law as announced by the said Electoral Commission, if said decision be law, and pursuant to the laws of said State by act of the majority of the members of said college, and not by the legislature of said State.

JAMES K. KELLY,
J. B. GORDON,

Senators.

WM. J. O'BRIEN,
R. Q. MILLS,
G. A. JENKS,
L. A. MACKAY,
A. V. RICE,
J. L. VANCE,
FRANK H. HURD,
JAMES J. FINLEY,
A. T. WALLING,
E. F. POPPLETON,
M. I. SOUTHARD,
E. J. HENKLE,
JOHN K. LUTTRELL,
A. M. WADDELL,
WM. P. LYNDE,

Representatives

The presiding officer having asked for further objections to the said certificates, and none being presented, announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon,

The Senate, at 3 o'clock and 30 minutes p. m., (February 26,) withdrew to their chamber.

Whereupon,

The House resumed its session.

Mr. Poppleton, at 3 o'clock and 33 minutes p. m., moved that the House take a recess until to-morrow morning (Tuesday, February 27) at ten o'clock;

And the question being put,

It was decided in the negative,	{	Yeas	84
		Nays.....	178
		Not voting	28

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. David B. Culberson	Mr. Thomas L. Jones	Mr. James Sheakley
John D. C. Atkins	Joseph J. Davis	J. Proctor Knott	William E. Smith
John H. Bagley, jr.	Rezin A. DeBolt	Lafayette Lane	Milton I. Southard
Henry B. Banning	George G. Dibrell	William M. Levy	William A. J. Sparks
Joe C. S. Blackburn	Beverly E. Douglas	John K. Luttrell	William M. Springer
Archibald M. Bliss	E. John Ellis	William P. Lynde	William H. Stanton
Andrew K. Boone	David Dudley Field	Levi Maish	William S. Stenger
Toni Bradford	Jesse J. Finley	John A. McMahon	William H. Stone
John M. Bright	William H. Forney	Edwin R. Meade	William Terry
John H. Caldwell	Benjamin J. Franklin	Hernando D. Money	Charles P. Thompson
William P. Caldwell	Benoni S. Fuller	William R. Morrison	Jacob Turney
George W. Cate	John M. Glover	William Mutchler	John L. Vance
Bernard G. Caulfield	Andrew H. Hamilton	William J. O'Brien	Robert B. Vance
John B. Clarke	Henry R. Harris	John F. Phillips	Alfred M. Waddell
John B. Clark, jr.	Robert A. Hatcher	Earley F. Poppleton	Gilbert C. Walker
Hester Clymer	Ell J. Henkle	Americus V. Rice	Ansel T. Walling
Alex. G. Cochrane	Charles E. Hooker	Haywood Y. Riddle	William Walsh
Francis D. Collins	John F. House	William M. Robbins	W. C. Whitthorne
Philip Cook	Andrew Humphreys	Charles B. Roberts	Peter D. Wigginton
Jacob P. Cowan	Frank H. Hurd	Miles Ross	Scott Wike
Samuel S. Cox	George A. Jenks	Milton Saylor	Jere N. Williams.

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Lorenzo Danford	Mr. Thomas J. Henderson	Mr. Jephtha D. New
Charles H. Adams	Chester B. Darrall	Benjamin H. Hill	Nelson I. Norton
Lucien L. Ainsworth	John M. Davy	George F. Hoar	N. Holmes Odell
John C. Bagby	Dudley C. Denison	Solomon L. Hoge	Addison Oliver
George A. Bagley	Samuel A. Dobbins	William S. Holman	Charles O'Neill
John H. Baker	Mark H. Dunnell	George G. Hoskins	John B. Packer
William H. Baker	Milton J. Durham	Jay A. Hubbell	Horace F. Page
Latimer W. Ballou	Benjamin T. Eames	Morton C. Hunter	Henry B. Payne
Nathaniel P. Banks	John R. Eden	Eppa Hunton	James Phelps
George M. Beebe	James L. Evans	Stephen A. Hurlbut	William A. Phillips
James B. Belford	Charles J. Faulkner	John A. Hyman	Henry L. Pierce
Samuel N. Bell	William H. Felton	Frank Jones	William A. Piper
Henry W. Blair	Edwin Flye	Charles H. Joyce	Harris M. Plasted
Richard P. Bland	Greenbury L. Fort	John A. Kasson	Thomas C. Platt
James H. Blount	Charles Foster	Edward C. Kehr	Allen Potter
Nathan B. Bradley	Chapman Freeman	William D. Kelley	Joseph Powell
John Young Brown	William P. Frye	Alanson M. Kimball	Henry O. Pratt
William R. Brown	James A. Garfield	Lucius Q. C. Lamar	Joseph H. Rainey
Aylett H. Buckner	Lucien C. Gause	Franklin Landers	David Rea
Horatio C. Burchard	John Goode, jr.	George M. Landers	John H. Reagan
Samuel D. Burchard	John R. Goodin	Elbridge G. Lapham	John Reilly
John H. Burleigh	Thomas M. Gunter	William Lawrence	John Robbins
Charles W. Butts	Eugene Hale	E. W. Leavenworth	Milton S. Robinson
Alexander Campbell	Robert Hamilton	J. V. Le Moyne	Slobieski Ross
Milton A. Candler	John Hancock	Scott Lord	Jeremiah M. Rusk
Joseph G. Cannon	Jere Haralson	John R. Lynch	Ezekiel S. Sampson
Nathan T. Carr	Ang. A. Hardenbergh	Henry S. Magoon	John S. Savage
Thomas J. Cason	Benjamin W. Harris	C. D. MacDougall	Julius H. Seelye
Lucien B. Caswell	Carter H. Harrison	George W. McCrary	Otho R. Singleton
Chester W. Chapin	Julian Hartridge	James W. McDiill	C. H. Slinnicksen
Simeon B. Chittenden	William Hartzell	Samuel F. Miller	Robert Smalls
Omar D. Conger	Henry H. Hathorn	James Monroe	A. Herr Smith
William W. Crapo	William S. Haymond	Charles H. Morgan	Horace B. Strait
Lorenzo Crounse	Charles Hays	Charles E. Nash	Adlai E. Stevenson
Augustus W. Cutler	George W. Hendee	Lawrence T. Neal	William H. H. Stowell

Mr. John K. Tarbox
Frederick H. Teece
Philip F. Thomas
Jacob M. Thornburgh
J. W. Throckmorton
Martin I. Townsend
Washington Townsend
John R. Tucker
John Q. Tufts
Nelson H. Van Vorhes

Mr. John T. Wait
Henry Waldron
Charles C. B. Walker
Alexander S. Wallace
John W. Wallace
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
G. Wiley Wells

Mr. John D. White
John O. Whitehouse
Richard H. Whiting
George Willard
Andrew Williams
Alpheus S. Williams
Charles G. Williams
James Williams
William B. Williams

Mr. Benjamin A. Wilks
William W. Wilkies
Benjamin Wilson
James Wilson
Alan Wood, jr.
Fernando Wood
William Woodburn
L. D. Woodworth
Jesse J. Yates

Those not voting are—

Mr. William B. Anderson
Lyman K. Bass
George C. Cabell
George H. Durand
Albert G. Egbert
Randall L. Gibson
John T. Harris

Mr. Abram S. Hewitt
Goldsmith W. Hewitt
James H. Hopkins
William S. King
Burwell B. Lewis
L. A. Mackey
William McFarland

Mr. Henry B. Metcalfe
Charles W. Milliken
Roger Q. Mills
William J. Porman
James B. Reilly
Alfred M. Scales
Gustave Schleicher

Mr. John G. Schumaker
William F. Simoes
Alex. H. Stephens
Thomas Swan
Elijah Ward
William A. Wheeler
Casey Young

So the motion to take a recess was not agreed to.

Mr. Fernando Wood moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table.

And the question being put on the latter motion,

It was decided in the affirmative,	{	Yeas.....	182
		Nays.....	67
		Not voting.....	41

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Charles H. Adams
Lucien L. Ainsworth
John C. Bagby
George A. Bagley
William H. Baker
Lattimer W. Ballou
Nathaniel P. Banks
Henry B. Banning
George M. Beebe
James B. Belford
Samuel N. Bell
Henry W. Blair
Richard P. Bland
James H. Blount
Nathan B. Bradley
John M. Bright
John Young Brown
William R. Brown
Horatio C. Burchard
Samuel D. Burchard
John H. Burleigh
Charles W. Butts
George C. Cabell
Alexander Campbell
Milton A. Candler
Joseph G. Cannon
Thomas J. Canon
Simson B. Chittenden
Hiestor Clymer
Alex. G. Cochran
Omar D. Conger
Philip Cook
William W. Grapo
Lorenzo Crounse
David B. Culberson
Augustus W. Cutler
Lorenzo Danford
Chester B. Darrall
Joseph J. Davis
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell
Milton J. Durham
Benjamin T. Eames

Mr. John R. Eden
James L. Evans
Charles J. Faulkner
William H. Felton
Edwin Flye
Greenbury L. Fort
Charles Foster
Chapman Freeman
William P. Frye
James A. Garfield
Lucien C. Gause
John R. Goodin
Thomas M. Gunter
Engene Hale
Robert Hamilton
John Hancock
Jere Haralson
Ang. A. Hardenbergh
Benjamin W. Harris
Carter H. Harrison
Julian Hartridge
William Hartzell
Henry H. Hathorn
William S. Haymond
Charles Hays
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt
Benjamin H. Hill
George F. Hoar
Solomon L. Hoge
William S. Holman
George G. Hoskins
Jay A. Hubbell
Morton C. Hunter
Eppa Hunton
Stephen A. Huribut
John A. Hyman
George A. Jenks
Charles H. Joyce
John A. Kaseon
Edward C. Kehr
William D. Kelley
Alanson M. Kimball
Lucius Q. C. Lamar
George M. Landers

Mr. Elbridge G. Lapham
William Lawrence
E. W. Leavenworth
J. V. Le Moine
Scott Lord
John R. Lynch
L. A. Mackey
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Charles H. Morgan
William R. Morrison
Charles E. Nash
Lawrence T. Neal
Jephtha D. New
Nelson I. Norton
N. Holmes Odell
Addison Oliver
Charles O'Neill
John B. Paeker
Horace F. Page
Henry B. Payne
James Phelps
William A. Phillips
Henry L. Pierce
Harris M. Plaisted
Thomas C. Platt
Allen Potter
Joseph Powell
Henry O. Pratt
Joseph H. Rainey
David Rea
John H. Reagan
John Reilly
John Robbins
William M. Robbins
Milton S. Robinson
Sobleaki Roas
Jeremiah M. Rusk
Ezekiel S. Sampson
Gustave Schleicher
Julius H. Seelye

Mr. Otho R. Singleton
C. H. Sinsickson
Robert Smalls
A. Herr Smith
Horace B. Strait
Adlai E. Stevenson
William H. Stone
William H. H. Stowell
John K. Tarbox
Philip F. Thomas
Jacob M. Thornburgh
J. W. Throckmorton
Martin I. Townsend
Washington Townsend
John Q. Tufts
Nelson H. Van Vorhes
John T. Wait
Henry Waldron
Charles C. B. Walker
Alexander S. Wallace
John W. Wallace
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells
G. Wiley Wells
John D. White
John O. Whitehouse
Richard H. Whiting
Scott Wire
George Willard
Andrew Williams
Alpheus S. Williams
Charles G. Williams
James Williams
William B. Williams
Benjamin A. Wilks
William W. Wilkies
Benjamin Wilson
James Wilson
Alan Wood, jr.
Fernando Wood
William Woodburn
L. D. Woodworth
Jesse J. Yates

Those who voted in the negative are—

Mr. Thomas S. Ashe
John D. C. Atkins
John H. Bagley, jr.
Jos. C. S. Blackburn
Archibald M. Bliss

Mr. Andrew R. Boone
Taal Bradford
John H. Caldwell
William P. Caldwell
George W. Cate

Mr. Bernard G. Caulfield
John B. Clarke
John B. Clark, jr.
Francis D. Collins
Jacob P. Cowan

Mr. Rezin A. DeBolt
George G. DeHoll
Beverly B. Douglas
E. John Ellis
David Dudley Field

Mr. Jesse J. Finley	Mr. Frank H. Hurd	Mr. William J. O'Brien	Mr. William Terry
William H. Forney	Thomas L. Jones	John F. Phillips	Charles P. Thompson
Benjamin J. Franklin	J. Proctor Knott	Earley F. Poppleton	Jacob Turney
Benoni S. Fuller	Lafayette Lane	Americus V. Rice	John L. Vance
John M. Glover	William M. Levy	Haywood Y. Riddle	Robert B. Vance
Andrew H. Hamilton	John K. Luttrell	Miles Ross	Alfred M. Waddell
Henry R. Harris	William P. Lynde	James Sheakley	Gilbert C. Walker
Robert A. Hatcher	Levi Maish	William E. Smith	Annel T. Walling
Eli J. Henkle	John A. McMahon	William A. J. Sparks	W. C. Whitthorne
Charles E. Hooker	Edwin R. Meade	William M. Springer	Peter D. Wigginton
John F. House	Hernando D. Money	William H. Stanton	Jere N. Williams.
Andrew Humphreys	William Mutchler	William S. Stenger	

Those not voting are—

Mr. William B. Anderson	Mr. John Goode, jr.	Mr. Charles W. Milliken	Mr. William F. Siemons
John H. Baker	John T. Harris	Roger Q. Mills	Milton I. Southard
Lyman K. Bass	Goldsmith W. Hewitt	William A. Piper	Alex. H. Stephens
Aylett H. Buckner	James H. Hopkins	William J. Purman	Thomas Swann
Nathan T. Carr	Frank Jones	James B. Reilly	Frederick H. Teese
Lucien B. Caswell	William S. King	Charles B. Roberts	John R. Tucker
Chester W. Chapin	Franklin Landers	John S. Savage	William Walsh
Samuel S. Cox	Burwell B. Lewis	Milton Saylor	Elijah Ward
George H. Durand	William McFarland	Alfred M. Scales	William A. Wheeler
Albert G. Egbert	Henry B. Metcalfe	John G. Schumaker	Casey Young.
Randall L. Gibson			

So the motion to reconsider the vote last taken was laid upon the table.

The House then proceeded to the consideration of the objections submitted by Mr. O'Brien to the certificates from the State of Rhode Island; When,

Mr. O'Brien submitted the following resolution, viz:

Resolved, That the vote of William S. Slater as elector for the State of Rhode Island should not be counted, because said Slater was not appointed or elected elector for said State in such manner as its legislature had directed.

Mr. Eames submitted the following amendment in the nature of a substitute, viz:

Resolved, That the vote of William S. Slater as an elector for the State of Rhode Island be counted, the objections thereto to the contrary notwithstanding.

After two hours' debate thereon,

The question was put,

First upon the amendment in the nature of a substitute submitted by Mr. Eames; and the same was agreed to.

The question then recurred on the resolution of Mr. O'Brien, as amended by the resolution submitted by Mr. Eames; and the same was agreed to.

Mr. James Wilson moved that the Senate be notified by the Clerk of the action of the House in regard to the electoral vote of Rhode Island, and that the House is now ready to meet the Senate to continue the counting of the electoral votes for President and Vice-President.

Pending which,

Mr. Knott submitted the following as a substitute for the said motion, viz:

Ordered, That the Clerk of this House notify the Senate of the decision of the House in the case of the State of Rhode Island, and that the House of Representatives will meet the Senate in this hall at ten o'clock to-morrow morning to proceed with the counting of the electoral vote for President and Vice-President of the United States.

Mr. McCrary made the point of order that the electoral law (section 1) requires that when the two houses have voted upon objections they shall immediately again meet, and the presiding officer shall then announce the decision of the questions submitted.

The Speaker sustained the point of order, ruled out the amendment

submitted by Mr. Knott, and declared the motion of Mr. Wilson adopted.

The Senate, at 6 o'clock p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Mr. William J. O'Brien, a Representative from the State of Maryland, to the vote of William S. Slater as an elector for the State of Rhode Island.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of William S. Slater be counted with the other votes of the electors of Rhode Island, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Resolved, That the vote of William S. Slater as an elector of the State of Rhode Island be counted, the objections to the contrary thereto notwithstanding.

The presiding officer thereupon announced that the two houses having concurred in ordering the full electoral vote of the State of Rhode Island to be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President, the vote of that State would be so counted.

The tellers thereupon announced the said vote accordingly.

The presiding officer then opened and handed to the tellers the certificates from the State of South Carolina.

The same having been read,

Mr. Alexander G. Cochrane, a Representative from the State of Pennsylvania, on behalf of himself and others, submitted the following objections to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina cast by C. C. Bowen and others; which objections were read by the Secretary of the Senate, viz:

The undersigned, Senators of the United States and members of the House of Representatives, object to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina cast by C. C. Bowen, D. Winsmith, T. B. Johnson, Timothy Hurley, W. B. Nash, Wilson Cook, W. B. Meyers, on the following grounds:

I.

For that no legal election was held in the State of South Carolina for presidential electors, the general assembly of that State not having provided, as required by article 8, section 3, of the constitution thereof, for the registration of persons entitled to vote, without which registration no valid or legal election could be held.

II.

For that there was not existing in the State of South Carolina on the 1st day of January, 1876, nor at any time thereafter up to and including the 10th day of December, 1876, a republican form of government such as is guaranteed by the Constitution to every State in the Union.

III.

For that the Federal Government prior to and during the election on the 7th day of

November, 1876, without authority of law, stationed in various parts of the said State of South Carolina at or near the polling-places detachments of the Army of the United States, by whose presence the full exercise of the right of suffrage was prevented, and by reason whereof no legal or free election was or could be had.

IV.

For that at the several polling-places in the said State there were stationed deputy marshals of the United States, appointed under the provisions of sections 2021 and 2022 of the Revised Statutes of the United States, which provisions were unconstitutional and void. That the said deputy marshals, exceeding over one thousand in number, by their unlawful and arbitrary action in obedience to the improper and illegal instructions received by them from the Department of Justice, so interfered with the full and free exercise of the right of suffrage by the duly-qualified voters of the said State of South Carolina that a fair election could not be and was not held in the said State of South Carolina on the said 7th day of November, 1876.

V.

For that there was not from the 1st day of January, 1876, up to and including the 10th day of December, 1876, at any time, a State government in the State of South Carolina, except a pretended government set up in violation of law and of the Constitution of the United States by Federal authority and sustained by Federal troops.

JOHN W. JOHNSTON, Virginia,
W. H. BARNUM, Connecticut,
Senators.

LEVI MAISH, Pennsylvania,
JAMES SHEAKLEY,
GEO. C. CABELL, Virginia,
S. S. COX, New York,
WM. M. ROBBINS, North Carolina,
JNO. M. BRIGHT, Tennessee,
JOHN B. CLARK, Jr.,
G. C. WALKER,
R. A. DE BOLT,
JOHN R. EDEN,
J. R. TUCKER, Virginia,
THOMAS L. JONES, Kentucky,
J. B. CLARKE, Kentucky,
J. PROCTOR KNOTT,
WM. MUTCHLER, Pennsylvania,
ALEX. G. COCHRANE, Pennsylvania,

M. I. SOUTHARD,
FERNANDO WOOD,
J. A. MCMAHON,
W. S. STENGER,
E. F. POPPLETON,
A. T. WALLING, Ohio,
A. M. SCALES,
THOS. S. ASHE,
CHARLES B. ROBERTS,
WM. A. J. SPARKS,
F. D. COLLINS,
JAC. TURNEY,
A. V. RICE, Ohio,
B. J. FRANKLIN, Missouri,
CHARLES P. THOMPSON,
JNO. F. PHILLIPS, Missouri,
WM. S. HOLMAN, Indiana,
G. A. JENKS, Pennsylvania,
WILLIAM WALSH,

Representatives.

Mr. John J. Patterson, a Senator from the State of South Carolina, on behalf of himself and others, submitted the following objections to the certificates and papers purporting to be certificates of the electoral votes of South Carolina cast by Theodore G. Barker and others; which objections were read by the Clerk of the House of Representatives, viz:

The undersigned Senators and members of the House of Representatives of the United States object to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina, cast by Theodore G. Barker, Samuel McGowan, John W. Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich, and by each of them, and to the list of votes by them and each of them signed and certified as given for President of the United States and for Vice-President of the United States, for the following reasons:

I.

The said Theodore G. Barker, Samuel McGowan, John W. Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich were not, nor was either of them, appointed an elector of President and Vice-President of the United States for the State of South Carolina.

II.

The said papers have not annexed to them a certificate of the governor of South Carolina as required to be made and annexed by sections 136 and 138 of the Revised Statutes of the United States.

III.

The said papers have not annexed to them a list of the names of the said Theodore G. Barker, Samuel McGowan, John W. Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich as electors, to which the seal of the State of South Carolina was affixed by the secretary of state, and signed by the governor and secretary as required by the general laws of South Carolina.

IV.

For that C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers were duly appointed electors of President and Vice-President of the United States for the State of South Carolina, and as such electors, at the time and place prescribed by law, cast their votes for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States, and the lists of votes signed, certified, and transmitted by such electors to the President of the Senate are the only true and lawful lists of votes for President and Vice-President of the United States.

V.

That the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers received the highest number of all the votes cast for electors of President and Vice-President of the United States by the qualified voters of the State of South Carolina at the election held in said State on the 7th day of November, A. D. 1876, and the proper officers of the State of South Carolina duly canvassed said votes, and made and certified according to law and under the great seal of the State of South Carolina, and delivered to said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers lists of the electors of President and Vice-President of the United States elected by the qualified voters of said State at said election, and showing that said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers were the persons having the highest number of votes of said qualified voters at such election and were elected, which certificate is dated the 6th day of December, A. D. 1876, and which has been read before the two houses of Congress, by reason of all which said Bowen, Winsmith, Johnston, Hurley, Nash, Cook, and Myers were the lawful electors of President and Vice-President of the United States for the State of South Carolina.

VI.

That the lists of votes cast by the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers for President of the United States and for Vice-President of the United States have annexed to them a certificate of the governor of the State of South Carolina, required to be made by sections 136 and 138 of the Revised Statutes of the United States.

VII.

That said lists of votes have annexed to them a list of the names of the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers as electors, to which the seal of the State of South Carolina was affixed by the secretary of state, and signed by the governor and secretary as required by the general laws of South Carolina.

JNO. J. PATTERSON,
ANGUS CAMERON,
I. P. CHRISTIANCY,
Senators.

WILLIAM LAWRENCE,
E. G. LAPHAM,
N. P. BANKS,
ROBERT SMALLS,
S. L. HOGE,
J. H. RAINEY,
Representatives.

The presiding officer having asked for further objections, and none being presented, thereupon announced that the said certificates, with the accompanying papers, together with the objections thereto, would be submitted to the Electoral Commission for its judgment and decision.

And thereupon,

The Senate, at 6 o'clock and 30 minutes p. m., withdrew to their chamber.

Mr. Walling, at 6 o'clock and 32 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 27.)

Pending which,

By unanimous consent, leave of absence was granted to Mr. Milliken for the remainder of the present session.

By unanimous consent, leave was granted Mr. Bagby to withdraw from the files of the House the papers in the case of Theodore B. Hook.

The Speaker, by unanimous consent, laid before the House sundry executive and other communications; which were severally referred as follows, viz:

I. A letter from the Secretary of War, transmitting report of Chief Engineer on the improvement of the Missouri River opposite Nebraska City, to the Committee on Commerce.

II. A letter from the Secretary of War, transmitting report on the bill (H. R. No. 449) for the relief of States for arms and ordnance-stores furnished the Government;

III. A letter from the Secretary of War, transmitting recommendation of an appropriation of \$40,000 for the removal of post of Fort Garland; to the Committee on Military Affairs.

IV. A letter from the Secretary of War, transmitting the report of the Chief of Ordnance on bill for the relief of John W. Dodd & Co., of Indianapolis, to the Committee on Appropriations.

V. A letter from the Secretary of War, transmitting report of Quartermaster-General in case of George D. Wise, late captain and assistant quartermaster western gunboat flotilla, to the Committee of Claims.

VI. A letter from the Secretary of the Treasury, transmitting, in response to a resolution of January 25, 1877, information as to the feasibility of substituting the metric system of weights and measures in the assessment and collection of duties in the customs-service of the United States, to the Committee on Coinage, Weights, and Measures.

VII. A letter from the Secretary of War, transmitting a report on military road between Camp Verd and Sunset Crossing, in Arizona, to the Committee on Military Affairs.

VIII. A letter from the Secretary of the Treasury, transmitting a report of contingent expenses of the Treasury Department for the fiscal year ending June 30, 1876, as directed by section 193 of the Revised Statutes, to the Committee on Appropriations and ordered to be printed.

Mr. Stanton, by unanimous consent, presented the petition of citizens of Luzerne County, Pennsylvania, asking the passage of the bill of the House (H. R. 3265) to extend the scope and efficiency of an act entitled "An act to secure homesteads to actual settlers on the public domain," approved May 20, 1862; which petition was referred to the Committee on the Public Lands and ordered to be printed in the Record.

And then

The motion of Mr. Walling was agreed to, and the House accordingly took a recess until 10 o'clock a. m. to-morrow, (Tuesday, February 27.)

AFTER THE RECESS.

(Tuesday, February 27, 1877—10 o'clock a. m.)

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the Committee of Conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4452, (Indian appropriations.)

The Senate have passed a bill of the House of the following title, viz:
H. R. 2382. An act granting the right of way to the Hot Springs

Railroad Company over the Hot Springs reservation in the State of Arkansas:

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate insist upon their amendments to the bills of the House of the following titles, disagreed to by the House of Representatives, and agree to the conferences asked by the House on the disagreeing votes of the two houses on the said bills, viz :

H. R. 4472. Legislative, executive, and judicial appropriations;

H. R. 4559. Deficiency appropriations;

H. R. 4616. Naval appropriations;

H. R. 4187. Post-office appropriations;

and have appointed as managers at the said several conferences on the part of the Senate the following-named Senators, viz :

On H. R. 4472, (legislative, executive, and judicial appropriations:) Mr. Windom, Mr. Allison, and Mr. Davis.

On H. R. 4559, (deficiency appropriations:) Mr. Sargent, Mr. Windom, and Mr. Withers.

On H. R. 4616, (naval appropriations:) Mr. Sargent, Mr. Cragin, and Mr. Wallace.

On H. R. 4187, (post-office appropriations:) Mr. West, Mr. Hamlin, and Mr. Bogy.

The President of the United States has notified the Senate that he did, on the 23d instant, approve and sign a bill of the Senate of the following title, viz :

S. 1251. An act to exclude the State of Missouri from the provisions of the act of Congress entitled "An act to promote the development of the mining resources of the United States," approved May 10, 1872.

And then,

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House H. R. 4680, (sundry civil appropriations,) had come to no resolution thereon.

And then,

The hour of 12 o'clock m. having arrived, the Speaker announced the commencement of a new legislative day, and directed the journal of yesterday's proceedings to be read.

TUESDAY, FEBRUARY 27, 1877.

The journal of yesterday's proceedings having been read,

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By Mr. Bliss : The petition of Mary King, widow of Joseph King, late of Company B, Seventh New York Volunteers, for a pension, to the Committee on Invalid Pensions.

By Mr. Cox : The petition of Charles W. Hinson, and other citizens of Buffalo, New York, against acquiescing in the decision of the Electoral Commission, by preventing a further count of the electoral votes, to the Committee on the Privileges, Powers, and Duties of the House in Counting the Electoral Vote.

By Mr. Hopkins : The petition of citizens of Pittsburgh, Pennsylvania, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Hubbell : The petition of Captain William Barnland, Captain Thomas Williams, and 75 other citizens of Marquette County, Michigan,

for a survey for a harbor of refuge at Portage Lake, on Lake Michigan, to the Committee on Commerce.

By Mr. Humphreys: The petition of citizens of Greene County, Indiana, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Kelley: Resolution of the Academy of Natural Sciences of Philadelphia, expressing its sense of the importance of the proposed scientific exploration of the border States of Mexico and the United States, to the Committee on Foreign Affairs.

By Mr. Pratt: Two petitions, one from E. W. Jeffries and others, the other from Robert Patton and others, for cheap telegraphy;

By Mr. Ross: The petition of citizens of Centre County, Pennsylvania, of similar import;
to the Committee on the Post-Office and Post-Roads.

Also, resolutions of the common council of Philadelphia, asking that the original chart of the Declaration of Independence be allowed to remain permanently in Independence Hall, to the Committee on Public Buildings and Grounds.

By Mr. Strait: The petition of Thomas Humphreys and others, for the equalization of pensions to disabled soldiers, to the Committee on Invalid Pensions.

Also, concurrent resolutions of the legislature of Minnesota, asking for a preliminary survey of the Saint Croix and Saint Louis Rivers, to prove the feasibility of the connecting of these rivers by canal, to the Committee on Commerce.

By Mr. Woodburn: The petition of Edward Todd and 49 others, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Woodworth: The petition of citizens of Mahoning Valley, Ohio, for an appropriation for the improvement of the harbor at Ashtabula, Ohio, to the Committee on Commerce.

Mr. Atkins (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That when the sundry civil appropriation bill is considered in the Committee of the Whole House on the state of the Union, it shall be in order to amend it by providing for the payment of the mail-contractors who performed mail-service in the years 1859, 1860, and 1861 in the States of Alabama, Arkansas, Florida, Kentucky, Georgia, Mississippi, Missouri, North Carolina, South Carolina, Tennessee, Texas, Virginia, and West Virginia: *Provided*, That such contractors have not been paid by the Confederate States government.

And then,

On motion of Mr. Holman, the rules were suspended, and the House resolved itself into the Committee of the Whole House on the state of the Union; and after some time spent therein the Speaker resumed the chair, and Mr. Buckner reported that the committee, having had under consideration the bill of the House (H. R. 4680) making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1878, and for other purposes, had directed him to report the same with amendments.

Pending which,

Mr. Field, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported a bill (H. R. 4693) to amend the Revised Statutes of the United States in respect to vacancies in the office of President and Vice-President, and demanded the previous question thereon.

Mr. Horatio C. Burchard made the point of order that the committee had no authority to report the said bill.

The Speaker overruled the point of order, on the ground that the resolution creating the said committee authorized it "to ascertain and report what are the privileges, powers, and duties of the House of Representatives in counting the votes for President and Vice-President of the United States," and also gave the committee the right to report at any time. The Speaker further stated that he could not conceive of a question of higher constitutional and parliamentary privilege than was involved in the bill under consideration, and he therefore held the bill to be in order at this time.

Mr. James Wilson made the point of order that a bill cannot be read twice on the same day without special order of the House, and the bill in question had not been made a special order by the House.

Mr. Horatio C. Burchard made the further point of order that the bill had only been read for information, and he now objected to the reception of the bill.

The Speaker held that the bill had received its first reading, and that the question now under rule 117 was:

Shall the bill be rejected?

After debate, by unanimous consent, the bill was again read, viz:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 146 of the Revised Statutes be, and the same is hereby, amended so as read as follows:

SEC. 146. In case of removal, death, resignation, or inability of both the President and Vice-President of the United States, or in case of a vacancy in these offices arising from the failure of the two houses of Congress to ascertain and declare an election before the commencement of the term of office in respect to which the electoral votes were cast, or in case of a vacancy arising from any other cause, the President of the Senate, or if there be none, then the Speaker of the House of Representatives for the time being, and if there be no such Speaker, then the Secretary of State in office when the vacancy happens, shall act as President until the disability is removed or a President elected.

The previous question was seconded and the main question ordered, and being put, viz:

Shall the bill be rejected?

It was decided in the negative.

Ordered, That the bill be read a second time.

The bill was accordingly read a second time.

The question then being on the engrossment and third reading of the bill,

After debate,

Mr. Field demanded the previous question; which was seconded and the main question ordered.

Ordered, That the bill be engrossed and read a third time.

Mr. Field moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Oliver demanded the third reading of the bill in full.

The bill being engrossed, was accordingly read the third time.

The question then being on the passage of the bill,

Mr. Field demanded the previous question; which was seconded and the main question ordered.

And being put, viz:

Shall the bill pass?

It was decided in the affirmative, { Yeas..... 138
 { Nays 109
 { Not voting 43

The yeas and nays being desired by one-fifth of the members present,
 Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Beverly B. Douglas	Mr. Scott Lord	Mr. William E. Smith
Thomas S. Ashe	Albert G. Egbert	John K. Luttrell	Milton I. Southard
John D. C. Atkins	E. John Ellis	L. A. Mackey	William A. J. Sparks
John C. Bagby	Charles J. Faulkner	Levi Maish	William M. Springer
John H. Bagley, jr.	David Dudley Field	John A. McMahon	William H. Stanton
Henry B. Banning	Jesse J. Finley	Edwin R. Meade	William S. Stenger
George M. Beebe	William H. Forney	Roger Q. Mills	William H. Stone
Jos. C. S. Blackburn	Benjamin J. Franklin	Hernando D. Money	Thomas Swann
Richard P. Bliss	Benoni S. Fuller	Charles H. Morgan	Frederick H. Teese
Archibald M. Bliss	John M. Glover	William R. Morrison	William Terry
Andrew R. Boone	John Gooda, jr.	William Mutchler	Charles P. Thompson
Taul Bradford	Thomas M. Gunter	Jephthah D. New	J. W. Throckmorton
John M. Bright	Andrew H. Hamilton	William J. O'Brien	John R. Tucker
John Young Brown	Robert Hamilton	N. Holmes Odell	Jacob Turney
George C. Cabell	Aug. A. Hardenbergh	James Phelps	John L. Vance
John H. Caldwell	Henry R. Harris	John F. Phillips	Robert B. Vance
William P. Caldwell	John T. Harris	William A. Piper	Alfred M. Waddell
Alexander Campbell	Carter H. Harrison	Earley F. Poppleton	Charles C. B. Walker
Milton A. Candler	William Hartzell	Joseph Powell	Gilbert C. Walker
Nathan T. Carr	Robert A. Hatcher	William J. Purman	Ansel T. Walling
George W. Cafe	Ell J. Henkle	John H. Reagan	William Walsh
Bernard G. Canfield	Abram S. Hewitt	John Reilly	Eljah Ward
John B. Clarke	William S. Holman	Americus V. Rice	Levi Warner
John B. Clark, jr.	Charles E. Hooker	Haywood Y. Riddle	Henry Watterson
Hester Clymer	James H. Hopkins	John Robbins	Erastus Wells
Alex. G. Cochran	John F. House	William M. Robbins	W. C. Whitthorne
Francis D. Collins	Andrew Humphreys	Charles B. Roberts	Peter D. Wigginton
Philip Cook	George A. Jenks	Miles Ross	Scott Wike
Jacob P. Cowan	Thomas L. Jones	Milton Saylor	Alpheus S. Williams
Samuel S. Cox	Edward C. Kehr	Alfred M. Scales	Jere N. Williams
David B. Culbertson	Lucius Q. C. Lamar	Gustave Schliescher	Benjamin A. Willis
Augustus W. Cutler	Franklin Landers	John G. Schumaker	William W. Wilshire
Joseph J. Davis	George M. Landers	James Sheakley	Benjamin Wilson
Rezin A. DeBolt	Lafayette Lane	Otho R. Singleton	Fernando Wood
George G. Dibrell	William M. Levy	William F. Simons	Jesse J. Yeates

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Charles Foster	Mr. George W. McCrary	Mr. Adlai E. Stevenson
William H. Baker	Chapman Freeman	James W. McDill	William H. H. Stowell
Latimer W. Ballou	William P. Frye	Samuel F. Miller	John K. Tarbox
Nathaniel P. Banks	John R. Goodin	James Monroe	Philip F. Thomas
Henry W. Blair	Eugene Hale	Lawrence T. Neal	Jacob M. Thornburgh
Nathan B. Bradley	John Hancock	Nelson I. Norton	Martin I. Townsend
William R. Brown	Jere Haralson	Addison Oliver	Washington Townsend
Aylett H. Buckner	Benjamin W. Harris	Charles O'Neill	John Q. Tufts
Horatio C. Burchard	Henry H. Hathorn	John B. Packer	Nelson H. Van Vorhes
John H. Burlleigh	Charles Hays	Horace F. Page	John T. Wait
Charles W. Butts	George W. Hendee	William A. Phillips	Henry Waldron
Joseph G. Cannon	Solomon L. Hoge	Henry L. Pierce	Alexander S. Wallace
Thomas J. Cason	George G. Hoskins	Harris M. Plaisted	John W. Wallace
Lucien B. Caswell	Jay A. Hubbell	Thomas C. Platt	William W. Warren
Simson B. Chittenden	Morton C. Hunter	Allen Potter	G. Wiley Wells
Omar D. Conger	Stephen A. Hurlbut	Henry O. Pratt	John D. White
William W. Crapo	John A. Hyman	Joseph H. Rainey	John O. Whitehouse
Lorenzo Crounse	Charles H. Joyce	Milton S. Robinson	Richard H. Whiting
Lorenzo Danford	John A. Kasson	Sobleksi Ross	George Willard
Chester B. Darrall	William D. Kelley	Jeremiah M. Rusk	Andrew Williams
John M. Davy	Alanson M. Kimball	Ezekiel S. Sampson	Charles G. Williams
Dudley C. Denton	J. Proctor Knott	John S. Savage	James Williams
Samuel A. Dobbins	Elbridge G. Lapham	Julius H. Seelye	William B. Williams
Mark H. Dunnell	William Lawrence	C. H. Sinnickson	James Wilson
Benjamin T. Eames	E. W. Leavenworth	Robert Smalls	Alan Wood, jr.
James L. Evans	John R. Lynch	A. Herr Smith	William Woodburn
Edwin Flye	C. D. MacDougall	Horace B. Strait	L. D. Woodworth.
Greenbury L. Fort			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Milton J. Durham	Mr. Benjamin H. Hill	Mr. William McFarland
William B. Anderson	John R. Eden	George F. Hoar	Henry B. Metcalfe
George A. Bagley	William H. Felton	Eppe Hunton	Charles W. Milliken
John H. Baker	James A. Garfield	Frank H. Hurd	Charles E. Naah
Lyman K. Bass	Luellen C. Gause	Frank Jones	Henry B. Payne
James B. Belford	Randall L. Gibson	William S. King	David Rea
Samuel N. Bell	Julian Hartridge	J. V. Le Moine	James B. Reilly
James H. Blount	William S. Haymond	Burwell B. Lewis	Alex. H. Stephens
Samuel D. Burchard	Thomas J. Henderson	William P. Lynde	William A. Wheeler
Chester W. Chapin	Goldsmith W. Hewitt	Henry S. Mageon	Casey Young.
George H. Durand			

So the bill was passed.

Mr. Field moved to reconsider the last vote taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills and a joint resolution of the following titles, viz:

S. 1063. An act for the relief of certain settlers on the public lands;

S. 1197. An act for the relief of Eli Teegarden;

S. 1285. An act to remove the political disabilities of J. L. M. Curry, of Virginia;

S. 470. An act for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry;

S. R. 32. Joint resolution providing for the renunciation of the naturalization of Frederick Hinkle;

in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed, without amendment, bills and a joint resolution of the House of the following titles, viz:

H. R. 2833. An act for the relief of Susan P. Vance.

H. R. 4149. An act to remove the political disabilities of Lloyd J. Beal, of Virginia.

H. R. 4301. An act for the relief of A. W. Plymole, of West Virginia.

H. R. 4657. An act to provide a building for the use of the United States district and circuit courts, the post-office, and internal-revenue officers, at Austin, Texas.

H. Res. 196. Joint resolution authorizing the President to designate and set apart a site for the colossal statue of "Liberty Enlightening the World," and to provide for the permanent maintenance and preservation thereof.

The President of the United States has notified the Senate that he did this day approve and sign a bill of the Senate of the following title, viz:

S. 993. An act for the relief of heirs of the late Admiral Charles Wilkes.

A message in writing was received from the President of the United States, which was handed in at the Clerk's desk, notifying the House that he did this day approve and sign bills of the House of the following titles, viz:

H. R. 901. An act for the relief of J. E. Robertson & Co., of Indianapolis, Indiana.

H. R. 2690. An act to refund to the mayor and city council of Baltimore certain moneys illegally assessed and collected for internal-revenue tax.

H. R. 4576. An act to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee.

H. R. 4668. An act to perfect the revision of the statutes of the United States and of the statutes relating to the District of Columbia.

Mr. Schleicher moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas the principle that "all free governments derive their just powers from the consent of the governed" cannot be disregarded, much less violated, by the Congress of these United States; and

Whereas it is evident that the governments known as the Hampton

government in South Carolina and the Nicholls government in Louisiana are the only governments in those States that command the support of the people and do not depend for their preservation on the military and forcible interference of the National Government :

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, First, that the State government of South Carolina represented by Governor Wade Hampton is recognized by Congress as the lawful government of South Carolina.

Second, that the State government of Louisiana represented by Governor Francis T. Nicholls is recognized by Congress as the lawful government of Louisiana ;

And the question being put,

Will the House agree thereto ?

It was decided in the negative,	{	Yeas	156
		Nays	93
		Not voting	42

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. William H. Felton	Mr. William M. Levy	Mr. Milton I. Southard
Thomas S. Ashe	David Dudley Field	Scott Lord	William A. J. Sparks
John D. C. Atkins	Jesse J. Finley	William P. Lynde	William M. Springer
John C. Bagby	William H. Forney	L. A. Mackey	William H. Stanton
John H. Bagley, jr.	Benjamin J. Franklin	Levi Maish	William S. Stenger
Henry B. Banning	Benoni S. Fuller	John A. McMahon	Adlai E. Stevenson
George M. Beebe	Lucien C. Gause	Edwin R. Meade	William H. Stone
Joe. C. S. Blackburn	John M. Glover	Roger Q. Mills	Thomas Swann
Richard P. Bland	John Goode, jr.	Hernando D. Money	John K. Tarbox
Archibald M. Bliss	John R. Goodin	Charles H. Morgan	Frederick H. Teece
James H. Blount	Thomas M. Gunter	William R. Morrison	William Terry
Andrew E. Boone	Andrew H. Hamilton	William Mutchler	Charles P. Thompson
Tasl Bradford	Robert Hamilton	Lawrence T. Neal	Philip F. Thomas
John M. Bright	John Hancock	Jeptha D. New	J. W. Throckmorton
John Young Brown	Aug. A. Hardenbergh	William J. O'Brien	John R. Tucker
Aylett H. Buckner	Henry R. Harris	N. Holmes Odell	Jacob Turney
Samuel D. Burchard	John T. Harris	James Phelps	John L. Vance
George C. Cabell	Carter H. Harrison	John F. Phillips	Robert B. Vance
John H. Caldwell	Julian Hartridge	William A. Piper	Alfred M. Waddell
William P. Caldwell	William Hartzell	Earley F. Poppleton	Charles C. B. Walker
Milton A. Candler	Robert A. Hatcher	Joseph Powell	Gilbert C. Walker
George W. Cate	William S. Haymond	David Rea	Ansel T. Walling
Bernard G. Caulfield	Eli J. Henkle	John H. Reagan	William Walsh
Chester W. Chapin	Abram S. Hewitt	John Reilly	Eljah Ward
John B. Clarke	William S. Holman	Americus V. Rice	Levi Warner
John B. Clark, jr.	Charles E. Hooker	Haywood Y. Riddle	William W. Warren
Heister Clymer	James H. Hopkins	John Robbins	Henry Watterson
Alex. G. Cochran	John F. House	William M. Robbins	Erastus Wells
Francis D. Collins	Andrew Humphreys	Charles B. Roberts	W. C. Whitthorne
Philip Cook	Frank H. Hurd	Miles Ross	Peter D. Wigginton
Jacob P. Cowan	George A. Jenks	John S. Savage	Scott Wike
Samuel S. Cox	Thomas L. Jones	Milton Saylor	Alpheus S. Williams
David B. Culberson	Edward C. Kehr	Alfred M. Scales	James Williams
Augustus W. Cutler	J. Proctor Knott	Gustave Schleichner	Jere N. Williams
Joseph J. Davis	Lucius Q. C. Lamar	John G. Schumaker	Benjamin A. Willis
Rezin A. DeBolt	Franklin Landers	James Sheakley	William W. Wilshire
George G. Dibrell	George M. Landers	Otho R. Singleton	Benjamin Wilson
E. John Ellis	Lafayette Lane	William F. Slemmons	Fernando Wood
Charles J. Faulkner	J. V. Le Moyné	William E. Smith	Jesse J. Yeates.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Chester B. Darrall	Mr. George W. Hendee	Mr. Henry S. Magcon
William H. Baker	John M. Davy	Thomas J. Henderson	C. D. MacDougall
Latimer W. Ballou	Dudley C. Denison	Solomon L. Hoge	George W. McCrary
Nathaniel P. Banks	Samuel A. Dobbins	George G. Hoskins	James W. McDill
James B. Belford	Mark H. Dunnell	Jay A. Hubbell	Samuel F. Miller
Henry W. Blair	Benjamin T. Eames	Morton C. Hunter	James Monroe
Nathan B. Bradley	James L. Evans	Stephen A. Hurlbut	Charles E. Nash
William R. Brown	Edwin Flye	John A. Hyman	Nelson I. Norton
Horatio C. Burchard	Greenbury L. Fort	Charles H. Joyce	Addison Oliver
Charles W. Buttz	Charles Foster	John A. Kasson	Charles O'Neill
Joseph G. Cannon	Chapman Freeman	William D. Kelley	John B. Packer
Thomas J. Cason	William P. Frye	Alanson M. Kimball	Horace F. Page
Lucien B. Caswell	Eugene Hale	Elbridge G. Lapham	William A. Phillips
Omar D. Conger	Jere Haralson	William Lawrence	Harris M. Plaisted
Lorenzo Crounse	Benjamin W. Harris	E. W. Leavenworth	Thomas C. Platt
Lorenzo Danford	Henry H. Hathorn	John R. Lynch	Henry O. Pratt

Mr. Joseph H. Rainey
Milton S. Robinson
Sobieski Ross
Jeremiah M. Rusk
Ezekiel S. Sampson
Julius H. Seelye
C. H. Sinnickson
Robert Smalls

Mr. A. Herr Smith
Horace B. Strait
William H. H. Stowell
Jacob M. Thornburgh
Martin L. Townsend
Washington Townsend
John Q. Tufts

Mr. Nelson H. Van Vorhes
John T. Walt
Alexander S. Wallace
John W. Wallace
G. Wiley Wells
John D. White
Richard H. Whiting

Mr. Andrew Williams
Charles G. Williams
William B. Williams
James Wilson
Alan Wood, jr.
William Woodburn
L. D. Woodworth

Those not voting are—

Mr. Josiah G. Abbott
William B. Anderson
George A. Bagley
John H. Baker
Lyman K. Bass
Samuel N. Bell
John H. Burleigh
Alexander Campbell
Nathan T. Carr
Simeon B. Chittenden
William W. Crape

Mr. Beverly B. Douglas
George H. Durand
Milton J. Durham
John R. Eden
Albert G. Egbert
James A. Garfield
Randall L. Gibson
Charles Hays
Goldsmith W. Hewitt
Benjamin H. Hill

Mr. George F. Hoar
Eppa Hunton
Frank Jones
William S. King
Burwell B. Lewis
John K. Luttrell
William McFarland
Henry B. Metcalfe
Charles W. Milliken
Henry B. Payne

Mr. Henry L. Pierce
Allen Potter
William J. Purman
James B. Reilly
Alex. H. Stephens
Henry Waldron
William A. Wheeler
John O. Whitehouse
George Willard
Casey Young.

So the House refused to suspend the rules.

Mr. Watterson moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas the following telegram was sent yesterday afternoon by authority of the President of the United States to Governor Francis T. Nicholls, of Louisiana:

"I have just had a satisfactory interview with the President, who says that he is satisfied that the Nicholls government is the government which should stand in Louisiana, and that he believes it will stand, because it is sustained by the best elements of the State, and that the Packard government cannot exist without the support of troops: that the sentiment of the country is clearly opposed to the further use of troops in upholding a State government; that in his opinion there would be no interference with the Nicholls government unless, carried away by the possession of power, violent excesses were committed. The President said he desired his views to be known.

"E. A. BURKE."

Therefore,

Be it resolved by the Senate and House of Representatives of the United States in Congress assembled, That the opinions expressed by the President are eminently sound and patriotic; that they express the sense of a large majority of the American people, and that, if carried into effect, they will insure good government in Louisiana and South Carolina;

And the question being put,

It was decided in the negative,	{	Yeas.....	127
		Nays.....	85
		Not voting.....	73

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth
Thomas B. Ashe
John C. Bagby
John H. Bagley, jr.
Henry B. Banning
Jos. C. S. Blackburn
Richard F. Bland
Archibald M. Bliss
Andrew B. Boone
Taul Bradford
John M. Bright
John Young Brown
Aylett H. Buckner
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell

Mr. Milton A. Candler
Nathan T. Carr
Bernard G. Caulfield
Chester W. Chapin
John B. Clarke
John B. Clark, jr.
Alex. G. Cochrane
Philip Cook
Jacob P. Cowan
David B. Culbertson
Joseph J. Davis
Easin A. DeBolt
George G. Dibrell
Beverly B. Douglas
Albert G. Egbert
E. John Ellis
Charles J. Faulkner

Mr. William H. Felton
David Dudley Field
James J. Finley
William H. Forney
Benoni S. Fuller
Lucien C. Gease
John E. Goodin
Thomas M. Gunter
Andrew H. Hamilton
Robert Hamilton
John Hancock
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
William Hartell
Robert A. Hatcher
Ell J. Henkle

Mr. Benjamin H. Hill
William S. Holmes
Charles E. Hooker
James H. Hopkins
Andrew Humphreys
Frank H. Hurt
George A. Jents
Thomas L. Jones
Lucius Q. C. Lester
Franklin Lester
George M. Linder
J. V. Le Moyne
William M. Levy
L. A. Mackey
Levi Mahan
John A. McMahon
Horamado D. Mear

Mr Charles H. Morgan	Mr. Haywood Y. Riddle	Mr. William H. Stanton	Mr. William Walsh
William R. Morrison	William M. Robbins	Adlai E. Stevenson	Levi Warner
Lawrence T. Neal	Charles B. Roberts	William H. Stone	William W. Warren
Jephth D. New	Miles Ross	John K. Tarbox	Henry Watterson
William J. O'Brien	John S. Savage	Frederick H. Teese	Erastus Wells
N. Holmes Odell	Milton Saylor	William Terry	John O. Whitehouse
James Phelps	Alfred M. Scales	Charles P. Thompson	W. C. Whitthorne
John F. Phillips	Gustave Schleicher	Phillip F. Thomas	Scott Wike
William A. Piper	John G. Schumaker	J. W. Throckmorton	Alpheus S. Williams
Earley F. Poppleton	Otho R. Singleton	John R. Tucker	James Williams
Joseph Powell	William F. Slemmons	Jacob Turney	Jere N. Williams
David Rea	William E. Smith	John L. Vauce	Benjamin A. Willis
John H. Reagan	Milton I. Southard	Robert B. Vance	Benjamin Wilson
John Reilly	William A. J. Sparks	Alfred M. Waddell	Jesse J. Yeates.
Americus V. Rice	William M. Springer	Ansel T. Walling	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Edwin Flye	Mr. E. W. Leavenworth	Mr. C. H. Sennicksen
William H. Baker	Greenbury L. Fort	John R. Lynch	Robert Smalls
Lattimer W. Ballou	Chapman Freeman	Henry S. Magoon	A. Herr Smith
Nathaniel P. Banks	William P. Frye	C. D. MacDougall	Horace B. Strait
James B. Belford	Eugene Hale	George W. McCrary	William H. H. Stowell
Henry W. Blair	Jere Haralson	Samuel F. Miller	Jacob M. Thornburgh
Nathan B. Bradley	Benjamin W. Harris	James Monroe	Martin I. Townsend
William R. Brown	Henry H. Hathorn	Charles E. Nash	Washington Townsend
Horatio C. Burchard	Charles Hays	Nelson I. Norton	Nelson H. Van Vorhes
Charles W. Buttz	George W. Hendee	Charles O'Neill	John T. Wait
Joseph G. Cannon	Thomas J. Henderson	John B. Packer	Alexander S. Wallace
Thomas J. Cason	Solomon L. Hoge	Horace F. Page	John W. Wallace
Lucien B. Caswell	George G. Hoskins	William A. Phillips	G. Wiley Wells
Omar D. Conger	Jay A. Hubbell	Harris M. Plaisted	John D. White
Lorenzo Danford	Morton C. Hunter	Thomas C. Platt	Richard H. Whiting
Chester B. Darrall	Stephen A. Hurlbut	Henry O. Pratt	Andrew Williams
John M. Davy	John A. Hyman	Joseph H. Rainey	Charles G. Williams
Dudley C. Denton	Charles H. Joyce	Milton S. Robinson	James Wilson
Samuel A. Dobbins	John A. Kasson	Sobiecki Ross	Alan Wood, Jr.
Mark H. Dunnell	Elbridge G. Lapham	Jeremiah M. Rusk	William Woodburn
Benjamin T. Eames	William Lawrence	Julius H. Seelye	L. D. Woodworth.
James L. Evans			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Milton J. Durham	Mr. William S. King	Mr. James B. Reilly
William B. Anderson	John R. Eden	J. Proctor Knott	John Robbins
John D. C. Atkins	Charles Foster	Lafayette Lane	Ezekiel S. Sampson
George A. Bagley	Benjamin J. Franklin	Burwell B. Lewis	James Sheakley
John H. Baker	James A. Garfield	Scott Lord	William S. Stenger
Lyman K. Bang	Raudall L. Gibson	John K. Luttrell	Alex. H. Stephens
George M. Beebe	John M. Glover	William P. Lynde	Thomas Swann
Samuel N. Bell	John Goode, jr	James W. McDill	John Q. Tufts
James H. Blount	Carter H. Harrison	William McFarland	Henry Waldron
John H. Burleigh	Julian Hartridge	Edwin R. Meade	Charles C. B. Walker
Alexander Campbell	William S. Haymond	Henry B. Metcalfe	Gilbert C. Walker
George W. Cate	Abram S. Hewitt	Charles W. Milliken	Elijah Ward
Simon B. Chittenden	Goldsmith W. Hewitt	Roger Q. Mills	William A. Wheeler
Hester Clymer	George F. Hoar	William Mutchler	Peter D. Wigginton
Francis D. Collins	John F. House	Addison Oliver	George Willard
Samuel S. Cox	Eppa Hunton	Henry B. Payne	William B. Williams
William W. Crapo	Frank Jones	Henry L. Pierce	Fernando W. Wilshire
Lorenzo Crounse	Edward C. Kehr	Allen Potter	Fernando Wood
Augustus W. Cutler	William D. Kelley	William J. Purman	Casey Young.
George H. Durand	Alanson M. Kimball		

So the House refused to suspend the rules.

On motion of Mr. Gause, by unanimous consent, the bill of the House (H. R. 2382) granting the right of way to the Hot Springs Railroad Company over the Hot Springs reservation in the State of Arkansas, with the amendments of the Senate thereto, was taken from the Speaker's table, and the said amendments concurred in.

Mr. Gause moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

S. 286. An act for the relief of W. S. McComb, of the State of Georgia;
S. 1270. An act to authorize the printing and distribution of the memorial addresses on the life and character of the late Michael C. Kerr, Speaker of the House of Representatives; and

S. 1271. An act to authorize the printing and distribution of the eulogies delivered in Congress on the announcement of the death of the late Allen T. Caperton, a Senator from the State of West Virginia;

When

The Speaker signed the same.

By unanimous consent, leave of absence was granted as follows, viz:

To Mr. Metcalfe, for the remainder of the session.

To Mr. James B. Reilly, for two days.

By unanimous consent, leave was granted to withdraw from the files of the House the papers in the following cases, viz:

To Mr. DeBolt, in the case of Louis Benick.

To Mr. Franklin, in the case of James Brice.

To Mr. Lynch, in the case of Matilda Shields.

Mr. Erastus Wells, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4452, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4452) making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from its amendments numbered 3, 4, 19, 20, 43, 47, 48, 49, 52, 58, 59, 60, 68, 71, 79, 80, 81, and 82.

That the House recede from its disagreement to the amendments numbered 1, 5, 6, 7, 8, 9, 10, 12, 13, 16, 17, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 37, 38, 39, 42, 46, 50, 53, 54, 55, 56, 57, 61, 62, 64, 65, 66, 69, 70, 83, 85, 87, 88, and 89, and agree to the same.

That the House recede from its disagreement to the amendments numbered 2, 11, 14, 15, 18, 21, 31, 34, 35, and 36, and agree to the same with amendments respectively as follows: In No. 2 in lieu of "seventy" insert *sixty-nine*; in No. 11 in lieu of the sum proposed insert *one hundred and one thousand seven hundred dollars*; in No. 14 in lieu of "four" insert *seven*; in No. 15 in lieu of "ten" insert *six*; in No. 18 in lieu of "six" insert *five*; in No. 21 strike out on page 15, line 3 of the bill, the words "flour and meat," and insert in lieu thereof the word *subsistence*; in No. 31 strike out "fourteen thousand dollars" and insert *twelve thousand eight hundred and seventy-nine dollars and four cents*; in No. 34 in lieu of the sum proposed insert *one thousand dollars*; in No. 35 in lieu of "five" insert *four*; and in No. 36 in lieu of the sum proposed insert *seven thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 40, and agree to the same with an amendment as follows: In lieu of "forty-seven" insert *twenty-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 41, and agree to the same with an amendment as follows: In lieu of "two hundred and fifty" insert *one hundred and twenty-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 44 and 45, and agree to the same with amendments respectively as follows: In No. 44 in lieu of "fifteen" insert *ten*; and in No. 45 in lieu of "one hundred" insert *ninety*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 51, and agree to the same with an amendment as follows: In line 11, page 42 of the bill, strike out "fifty" and insert *forty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 63, and agree to the same with an amendment as follows: In lieu of "fifteen hundred" insert *one thousand*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 67, and agree to the same with an amendment as follows: In lieu of "forty" insert *thirty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 72, 73, 74, 75, 76, 77, and 78, and agree to the same with amendments respectively as follows: In No. 72 in lieu of "thirty" insert *twenty-five*; in No. 73 in lieu of "thirty" insert *twenty-five*; in No. 74 in lieu of "twenty" insert *fifteen*; in No. 75 in lieu of "eight" insert *six*; in No. 76 in lieu of "twenty-five" insert *twenty*; in No. 77 in lieu of "twenty" insert *fifteen*; and in No. 78 in lieu of "seventy-five" insert *forty-eight*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 84, and agree to the same with an amendment as follows: Strike out of said amendment the words "the Secretary of the Interior," and strike out of the text of the bill all after the word "affairs," in line 16, page 50 of the bill, down to and including line 24, the close of the section; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 86, and agree to the same with an amendment as follows: In lieu of "four" insert *three*; and the Senate agree to the same.

ERASTUS WELLS,
CHARLES FOSTER,
WM. S. HOLMAN,

Managers on the part of the House.

W. B. ALLISON,
WM. WINDOM,
L. V. BOGY,

Managers on the part of the Senate.

Mr. Erastus Wells moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Holman, the House resumed the consideration of the bill of the House H. R. 4680, (sundry civil appropriations,) reported from the Committee of the Whole House on the state of the Union with amendments.

Mr. Holman submitted amendments; which were agreed to.

Mr. Goodin submitted an amendment; which was agreed to.

Mr. Holman moved to amend the amendment of the Committee of the Whole appropriating \$75,000 for the Hayden survey, by striking out "seventy-five thousand dollars" and inserting *sixty-five thousand dollars*.

After debate,

The amendment was rejected.

The question then recurred on the amendment of the Committee of the Whole, and

The same was agreed to.

Mr. Holman moved to amend the amendment of the Committee of the Whole appropriating \$50,000 for the Powell surveying expedition, by striking out "fifty thousand dollars" and inserting *thirty thousand dollars*.

Pending which,

Mr. Cox, at 4 o'clock and 35 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 28;)

And the question being put,

It was decided in the affirmative,	{	Yeas.....	121
		Nays ..	120
		Not voting.....	49

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. E. John Ellis	Mr. George M. Landers	Mr. Otho R. Singletor
Thomas S. Ashe	William H. Felton	Lafayette Lane	William F. Shreve
John D. C. Atkins	David Dudley Field	William M. Levy	William E. Smith
John H. Bagley, jr.	Jease J. Finley	Scott Lord	Milton I. Southard
Henry B. Banning	William H. Forney	William P. Lynde	William A. J. Satis
George M. Beebe	Benjamin J. Franklin	L. A. Mackey	William M. Sprague
Jos. C. S. Blackburn	Lucien C. Gause	Levi Maish	William H. Stuart
Richard P. Bland	John M. Glover	John A. McMahon	William S. Strong
Tam Bradford	John Goode, jr.	Edwin R. Moad	William H. Stone
John M. Bright	Thomas M. Gunter	Roger Q. Mills	Thomas Swann
Aylett H. Buckner	Andrew H. Hamilton	Hernando D. Money	Frederick H. Trow
George C. Cabell	Robert Hamilton	William R. Morrison	William Terry
John H. Caldwell	Henry R. Harris	William Mutchler	Charles P. Thomas
William P. Caldwell	John T. Harris	William J. O'Brien	John R. Tucker
Milton A. Candler	Carter H. Harrison	N. Holmes Odell	Jacob Turner
George W. Cate	William Hartzell	John F. Philips	John L. Vance
Bernard G. Caulfield	Robert A. Hatcher	William A. Pijler	Robert B. Vance
Chester W. Chapin	Eli J. Henkle	Earley F. Poppleton	Alfred M. Wade
John B. Clarke	Abram S. Hewitt	William J. Purman	Charles C. R. Walker
John B. Clark, jr.	Benjamin H. Hill	David Reid	Gilbert C. Walker
Hiester Clymer	Charles E. Hooker	John Reilly	Ansel T. Walling
Alex. G. Cochrane	James H. Hopkins	Americus V. Rice	William Walsh
Francis D. Collins	John F. House	Haywood D. Riddle	Levi Warner
Philip Cook	Andrew Humphreys	John Robbins	William W. Warner
Jacob P. Cowan	Frank H. Hurd	William M. Robbins	W. C. Whitcomb
Samuel S. Cox	George A. Jenks	Charles B. Roberts	Peter D. Wigdort
David B. Culbertson	Thomas L. Jones	Miles Ross	Scott Wiley
Joseph J. Davis	J. Proctor Knott	Milton Saylor	Jere N. Williams
Rozin A. DeBolt	Lucius Q. C. Lamar	Gustave Schleicher	Benjamin Wilson
George G. Dibrell	Franklin Landers	John G. Schumaker	Fernando Wood
John R. Eden			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Charles J. Faulkner	Mr. Henry S. Magoon	Mr. Horace B. Strait
John H. Baker	Edwin Flye	C. D. MacDougall	Adlai E. Stevenson
Latimer W. Ballou	Greenbury L. Fort	George W. McCrary	William H. H. Stok
Nathaniel P. Banks	Charles Foster	James W. McDill	John K. Tarbox
James B. Balford	Chapman Freeman	Samuel F. Miller	Jacob M. Thornburn
Samuel N. Bell	William P. Frye	James Monroe	J. W. Throckmorton
Henry W. Blair	John R. Goodin	Charles H. Morgan	Martin I. Townsend
James H. Blount	John Hancock	Charles E. Nash	Washington Townsend
Nathan B. Bradley	Jere Haralson	Lawrence T. Neal	John Q. Tufts
John Young Brown	Aug. A. Hardenbergh	Jephtha D. New	Nelson H. Van Voorst
William R. Brown	Benjamin W. Harris	Nelson I. Norton	John T. Wait
Horatio C. Burchard	Henry H. Hathorn	Addison Oliver	Henry Waldron
Samuel D. Burchard	William S. Haymond	Charles O'Neill	Alexander S. Walker
John H. Burleigh	Charles Hays	John B. Packer	John W. Wallace
Charles W. Buttz	George W. Hendee	Horace F. Page	Henry Watterson
Joseph G. Cannon	Thomas J. Henderson	William A. Phillips	G. Wiley Wells
Thomas J. Cason	Solomon L. Hoge	Henry L. Pierce	John D. White
Lucien B. Caswell	Jay A. Hubbell	Harris M. Plaisted	John O. Whitehouse
Omar D. Conger	Morton C. Hunter	Thomas C. Platt	George Willard
William W. Crapo	Stephen A. Hurlbut	Allen Potter	Andrew Williams
Lorenzo Crounse	John A. Hyman	Henry O. Pratt	Charles G. Williams
Augustus W. Cutler	Charles H. Joyce	Joseph H. Rainey	James Williams
Chester B. Darrall	John A. Kasson	Milton S. Robinson	William B. Williams
John M. Davy	Edward C. Kehr	Sobieski Ross	Benjamin A. Williams
Dudley C. Denison	William D. Kelley	Jeremiah M. Ruek	William W. Wilson
Samuel A. Dobbins	Alanson M. Kimball	Ezekiel S. Sampson	James Wilson
Beverly B. Douglas	Elbridge G. Lapham	Julius H. Seelye	Alan Wood, jr.
Mark H. Dunnell	William Lawrence	C. H. Sunkleson	William Woodburn
Benjamin T. Eames	E. W. Leavenworth	Robert Smalls	L. D. Woodworth
James L. Evans	John R. Lynch	A. Herr Smith	Jease J. Yates

Those not voting are—

Mr. Josiah G. Abbott	Mr. John C. Bagby	Mr. William H. Baker	Mr. Archibald M. Ellis
William B. Anderson	George A. Bagley	Lyman K. Bass	Andrew B. Boose

Mr. Alexander Campbell	Mr. Julian Hartridge	Mr. John K. Luttrell	Mr. Alfred M. Scales
Nathan T. Carr	Goldsmith W. Hewitt	William McFarland	James Sheakley
Simeon B. Chittenden	George F. Hoar	Henry B. Metcalfe	Alex. H. Stephens
Lorenzo Danford	William S. Holman	Charles W. Milliken	Philip F. Thomas
George H. Durand	George G. Hoskins	Henry B. Payne	Elijah Ward
Milton J. Durham	Eppa Hunton	James Phelps	Erastus Wells
Albert G. Egbert	Frank Jones	Joseph Powell	William A. Wheeler
Benoni S. Fuller	William S. King	John H. Reagan	Richard H. Whiting
James A. Garfield	J. V. Le Moyne	James B. Reilly	Alpheus S. Williams
Randall L. Gibson	Burwell B. Lewis	John S. Savage	Casey Young.
Eugene Hale			

So the House agreed to the said motion, and a recess was accordingly taken until to-morrow, (Wednesday, February 28,) at 10 o'clock a. m.

AFTER THE RECESS.

(Wednesday, February 28, 1877—10 o'clock a. m.)

The Speaker laid before the House the following communication; which was read and ordered to lie on the table, viz:

WASHINGTON, D. C., February 27, 1877.

SIR: I am directed by the Electoral Commission to inform the House of Representatives that it has considered and decided upon the matters submitted to it under the act of Congress concerning the same, touching the electoral vote from the State of South Carolina, and has transmitted its decision to the President of the Senate, to be read at the meeting of the two houses, according to said act.

NATHAN CLIFFORD,
President of the Commission.

Hon. SAMUEL J. RANDALL,
Speaker of the House of Representatives.

Mr. Atkins moved a call of the House.

After debate,

The question was put,

And it was decided in the negative, { Yeas 76
Nays 156
Not voting 58

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. David B. Culberson	Mr. Frank H. Hurd	Mr. William E. Smith
John D. C. Atkins	Joseph J. Davis	J. Proctor Knott	Milton I. Southard
John H. Bagley, jr.	Rezin A. DeBolt	Lafayette Lane	William M. Springer
Henry B. Banning	George G. Dibrell	John K. Luttrell	William H. Stanton
Jos. C. S. Blackburn	Beverly B. Douglas	L. A. Mackey	William S. Stenger
Andrew R. Boone	Charles J. Faulkner	Levi Maish	William H. Stone
Taul Bradford	Jesse J. Finley	John A. McMahon	William Terry
John M. Bright	William H. Forney	Roger Q. Mills	Charles P. Thompson
George C. Cabell	Benjamin J. Franklin	William R. Morrison	John R. Tucker
John H. Caldwell	Benoni S. Fuller	William Mutchler	Jacob Turney
William P. Caldwell	John M. Glover	William J. O'Brien	John L. Vance
Nathan T. Carr	Andrew H. Hamilton	John F. Phillips	Robert B. Vance
George W. Cate	Henry R. Harris	Earley F. Poppleton	Alfred M. Waddell
John B. Clark, jr.	John T. Harris	Americus V. Rice	Ansel T. Walling
Hester Clymer	Julian Hartridge	Haywood Y. Riddle	William Walsh
Alex. G. Cochrane	Eli J. Henkle	Charles B. Roberts	W. C. Whitthorne
Francis D. Collins	Charles E. Hooker	Miles Ross	Peter D. Wigginton
Jacob P. Cowan	Andrew Humphreys	Alfred M. Scales	Jere N. Williams
Samuel S. Cox	Eppa Hunton	James Sheakley	Benjamin Wilson.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. James B. Belford	Mr. Horatio C. Burchard	Mr. Omar D. Conger
Lucien L. Ainsworth	Samuel N. Bell	Samuel D. Burchard	Philip Cook
John C. Bagby	Henry W. Blair	Charles W. Buttz	William W. Crapo
George A. Bagley	Richard P. Bland	Milton A. Candler	Lorenzo Crounse
John H. Baker	Nathan B. Bradley	Joseph G. Cannon	Augustus W. Cutler
William H. Baker	John Young Brown	Thomas J. Cason	Lorenzo Danford
Latimer W. Ballou	William R. Brown	Chester W. Chapin	John M. Davy
Nathaniel P. Banks	Aylett H. Buckner	Simeon B. Chittenden	Dudley C. Denison

Mr. Samuel A. Dobbins Mark H. Dunnell Milton J. Durham Benjamin T. Eames John R. Eden James L. Evans William H. Felton Edwin Flye Greenbury L. Fort Charles Foster Chauncy Freeman William P. Frye James A. Garfield John Goode, jr. John R. Goodin Thomas M. Gunter Eugene Hale Jere Haralson Aug. A. Hardenbergh Benjamin W. Harris William Hartzell Robert A. Hatcher Henry H. Hathorn William S. Haymond George W. Hendee Thomas J. Henderson George F. Hoar William S. Holman George G. Hoskins Jay A. Hubbell Morton C. Hunter	Mr. Stephen A. Hurlbut John A. Hyman George A. Jenks Charles H. Joyce John A. Kasson Edward C. Kebr William D. Kelley Alanson M. Kimball Lucius Q. C. Lamar Franklin Landers George M. Landers Elbridge G. Lapham William Lawrence E. W. Leavenworth J. V. Le Moynes John R. Lynch Henry S. Magoon C. D. MacDougall George W. McCrary James W. McDill Samuel F. Miller James Monroe Charles H. Morgan Charles E. Nash Lawrence T. Neal Jephth D. New Nelson I. Norton Addison Oliver Charles O'Neill John B. Packer Horace F. Page	Mr. James Phelps Henry L. Pierce William A. Piper Harris M. Plaisted Allen Potter Joseph Powell Henry O. Pratt Joseph H. Rainey David Rea John Reilly John Robbins William M. Robbins Milton S. Robinson Sobieski Ross Jeremiah M. Rusk Ezekiel S. Sampson John S. Savage Milton Saylor Gustave Schleicher Julius H. Seelye Otho R. Singleton C. H. Sinnickson William F. Slemmons Robert Smith A. Herr Smith Horace B. Strait Adlai E. Stevenson William H. H. Stowell John K. Tarbox Frederick H. Teese Jacob M. Thornburgh	Mr. J. W. Throckmorton Martin I. Townsend Washington Townsend John Q. Tufts Nelson H. Van Vorst John T. Wait Henry Waldron Charles C. B. Walker Gilbert C. Walker Alexander S. Wallace John W. Wallace Levi Warner William W. Warren Erastus Wells G. Wiley Wells John D. White John O. Whitehouse Richard H. Whiting Scott Wike Andrew Williams Alpheus S. Williams Charles G. Williams James Williams William W. Williams William W. Williams James Wilson Alan Wood, jr. Fernando Wood William Woodworth L. D. Woodworth Jesse J. Yeates
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Those not voting are—

Mr. Josiah G. Abbott William B. Anderson Lyman K. Baas George M. Beebe Archibald M. Bliss James H. Blount John H. Burleigh Alexander Campbell Lucien B. Caswell Bernard G. Caulfield John B. Clarke Chester B. Darrall George H. Durand Albert G. Egbert E. John Ellis	Mr. David Dudley Field Lucien C. Gause Randall L. Gibson Robert Hamilton John Hancock Carter H. Harrison Charles Hays Abram S. Hewitt Goldsmith W. Hewitt Benjamin H. Hill Solomon L. Hoge James H. Hopkins John F. House Frank Jones Thomas L. Jones	Mr. William S. King William M. Levy Burwell B. Lewis Scott Lord William P. Lynde William McFarland Edwin R. Meade Henry B. Metcalfe Charles W. Milliken Hernando D. Money N. Holmes Odell Henry B. Payne William A. Phillips Thomas C. Platt	Mr. William J. Pomeroy John H. Reacat James B. Reilly John G. Schenck William A. J. Smith Alex. H. Stephens Thomas Swann Philip F. Thomas Elijah Ward Henry Watterson William A. Wheeler George Willard Benjamin A. Willard Casey Young
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So the House refused to order a call of the House.

After debate,

Mr. Saylor moved that the Clerk be directed to notify the Senate that the House would be ready to receive the Senate at 12 o'clock and 10 minutes to proceed with the counting of the electoral votes for President and Vice-President; which motion was agreed to.

A message from the Senate, by Mr. Gorham, its Secretary:

Mr. Speaker: The Senate have directed me to inform the House that the President of the Electoral Commission has notified the Senate that the commission had arrived at a decision of the question submitted to it in relation to the electoral votes of South Carolina, and that the Senate is now ready to meet the House for the purpose of laying before the two houses the report of said decision and to proceed with the counting of the electoral votes for President and Vice President.

The Senate have passed a bill of the House of the following title, viz:

H. R. 4261. An act to provide for the sale of desert-lands in certain States and Territories; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

And then,

On motion of Mr. Holman, the House resumed the consideration of the bill of the House H. R. 4630 (sundry civil appropriations) and amendments reported from the Committee of the Whole House on the state of the Union, the pending question being on the amendment of

Mr. Holman to amend the amendment of the committee appropriating \$50,000 for the Powell surveying expedition by striking out "fifty thousand dollars" and inserting *thirty thousand dollars*.

The said amendment was not agreed to.

The question then recurred on the amendment of the committee, and the same was agreed to.

Mr. Holman moved that the amendments of the Committee of the Whole, except those on which a separate vote had been demanded, be concurred in; which motion was agreed to.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Holman demanded the previous question; which was seconded and the main question ordered.

The question then being on the following amendments reported from the Committee of the Whole House on the state of the Union, the same were agreed to, viz:

To pay J. V. Le Moyne, contestant, expenses in contested-election case of Le Moyne versus Farwell third district of Illinois, twelve hundred dollars.

J. G. Abbott, contestant, expenses in the contested-election case of Abbott versus Frost, fourth district of Massachusetts, two thousand dollars.

William B. Spencer, contestant, expenses in contested-election case of Spencer versus Morey, fifth district of Louisiana, seven hundred and thirty-four dollars and five cents.

James H. Platt, junior, contestant, expenses in contested-election case of Platt versus Goode, second district of Virginia, three thousand dollars.

John Goode, junior, contestee, expenses in contested-election case of Platt versus Goode, second district of Virginia, five hundred dollars.

Joseph H. Rainey, contestee, expenses in contested-election case of Lee versus Rainey, first district of South Carolina, twelve hundred dollars.

Samuel Lee, contestant, expenses in contested-election case of Lee versus Rainey, first district of South Carolina, twelve hundred dollars.

C. W. Buttz, contestant, expenses in contested-election case of Buttz versus Mackey, second district of South Carolina, twelve hundred dollars.

Jere Haralson, contestee, expenses in contested election case of Bromberg versus Haralson, first district of Alabama, eleven hundred and fifty dollars.

S. S. Fenn, contestant, expenses in contested election case of Fenn versus Bennett, Idaho Territory, one thousand dollars.

H. B. Strait, contestee, expenses in contested-election case of Cox versus Strait, second district of Minnesota, one thousand five hundred dollars.

E. St. Julien Cox, contestant, expenses in case of Cox versus Strait, second district of Minnesota, one thousand five hundred dollars.

K. S. Frost, contestee, expenses in contested-election case of Abbott versus Frost, fourth district of Massachusetts, two thousand dollars.

John Lynch, of Mississippi, expenses in contested election, four hundred dollars.

C. B. Darrall, of Louisiana, expenses in contested election, four hundred dollars.

Frank Morey, expenses in contested-election case of Spencer versus Morey, fifth district of Louisiana, seven hundred and thirty-four dollars and five cents.

Frederick G. Bromberg, to pay contested-election case of Bromberg versus Haralson, one thousand five hundred dollars.

The question then being on the following amendment, viz:

Under the clause relative to the survey of the public lands, add the following to the second paragraph :

But this proviso shall not be so construed as to retain such an interest in said lands as shall prevent the States from selling the same for taxes; and if sold by the States for taxes, then the cost of surveying and selecting said lands shall be paid to the United States by the States, and upon such payments the title of said lands shall be perfect and complete in the States so paying said costs, it being the intention of this proviso that all taxes assessed after the passage of this act upon lands granted to any railroad company by the United States shall be valid as against any claim or title remaining in the United States in or to such lands on account of the non-payment of such costs and fees;

The same was disagreed to.

The question then being on the following amendment, viz :

Add to the bill the following paragraph :

That the sum of three hundred and seventy-five thousand dollars, or so much thereof as may be necessary, be appropriated to pay the amount due to mail-contractors for mail-service performed in the States of Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, Texas, Tennessee, and Virginia, in the years eighteen hundred and fifty nine, eighteen hundred and sixty, and eighteen hundred and sixty-one, and before said States respectively engaged in war against the United States; and the provisions of section thirty-four hundred and eighty of the Revised Statutes of the United States shall not be applicable to the payments herein authorized: Provided, That any such claims which have been paid by the Confederate States government shall not be again paid;

And being put,

The same was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed, without amendment, bills of the House of the following titles, viz :

H. R. 197. An act granting a pension to Julia A. Schutt, widow of Martin Schutt, a deceased soldier.

H. R. 1347. An act granting a pension to Hattie D. McKean.

H. R. 2847. An act granting a pension to Lucinda Starnes.

H. R. 3280. An act granting a pension to James Johnston.

The Senate have passed bills of the House of the following titles, viz :

H. R. 1238. An act granting a pension to Esther P. Fox ;

H. R. 3011. An act granting a pension to Mrs. Ann Annis ;

H. R. 4198. An act to authorize the President of the United States to restore Thomas J. Spencer to his former rank in the Army ;

H. R. 4476. An act to provide for the appointment of an official shorthand reporter for the United States courts in and for the district of California ;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz :

S. 1116. An act granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment Kansas State Militia ;

S. 1183. An act granting a pension to Harriet Moss ;

S. 1200. An act granting a pension to Margaret Hunter Hardie, widow of James A. Hardie, inspector-general in the United States Army ;

S. 1259. An act granting a pension to Daniel Houlihan ;

S. 1260. An act granting a pension to Edmund H. Cobb ;
in which bills I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the amendments of the House to the bill of the Senate (S. 1216) to provide for the preparation and publication of a new edition of the Revised Statutes of the United States.

And then, by unanimous consent, at 11 o'clock and 55 minutes a. m., the House took a recess until 12 o'clock m., (February 28.)

AFTER THE RECESS.

(Wednesday, February 28, 1877—12 o'clock m.)

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: Memorial of the house of representatives of the State of Missouri, reciting that Samuel J. Tilden was duly elected President of the United States, and calling upon Senators and Representatives in Congress to resist the inauguration of R. B. Hayes ;

Also, the petition of Stephen H. Preston, William F. Hewitt, and 75 other citizens of Marshall, Michigan, of similar import ;
to the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Vote for President and Vice-President of the United States.

Also, the petition of citizens of Darlington, Pennsylvania, for cheap telegraphy ;

By Mr. Cabell: The petition of citizens of Carroll County, Virginia, of similar import ;

By Mr. Hoskins: The petition of citizens of Alden, New York, of similar import ;
to the Committee on the Post-Office and Post-Roads.

By Mr. Hurlbut: Memorial of H. J. Campbell and others, concerning the recent election in Louisiana, to the Committee on the Recent Election in Louisiana.

By Mr. Jenks: Two petitions from citizens of Pennsylvania, for the passage of a general bill granting arrears of pension, to the Committee on Invalid Pensions.

By Mr. Miller: The petition of citizens of New Berlin and adjoining towns in New York, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Odell: The petition of Henry L. Dean and others of New Rochelle, New York, that all lawful means be used to prevent Rutherford B. Hayes ever becoming President of the United States, to the Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Vote for President and Vice-President of the United States.

By Mr. Phelps: The petition of John Morgan and 257 other citizens and ladies of Middletown, Connecticut, for the passage of a law prohibiting the sale of intoxicating liquors in the District of Columbia and the

Territories, except by a vote of the majority of the legal voters and of ladies over eighteen years of age, to the Committee for the District of Columbia.

By Mr. William A. Phillips: Joint resolution of the Legislature of Kansas, asking that aid be extended to complete the Southern Pacific Railroad, to the Committee on the Pacific Railroad.

By Mr. Sinnickson: Four petitions, one from citizens of Newark, another from citizens of Elizabeth, another from citizens of Washington, the fourth from the citizens of Rahway, New Jersey, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Van Vorhes: The petition of J. T. Ward, Joseph Dodds, and 33 other citizens of Washington County, Ohio, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Waddell: The petition of citizens of Wilmington, North Carolina, for the passage of the bill appropriating \$50,000 for the purpose of establishing a colony in the polar regions, to the Committee on Naval Affairs.

Mr. Piper, by unanimous consent, from the Joint Select Committee to Investigate the Subject of Chinese Immigration, submitted reports in writing; which were ordered to be printed in the Record.

The Senate, at 12 o'clock and 15 minutes, p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the provisions of the act entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of South Carolina having been submitted to the Electoral Commission, the two Houses have re-assembled to receive, consider, and coincide, or otherwise, with the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz:

ELECTORAL COMMISSION,

Washington, D. C., February 27, A. D. 1878.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877:

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes for the State of South Carolina, and the objections thereto submitted to it under said act, now report that it has duly considered the same pursuant to said act, and has by a majority of votes decided, and does hereby decide, that the votes of C. C. Bowen, J. Winsmith, Thomas B. Johnston, Timothy Hurley, W. B. Nash, Wilson Cook, and W. F. Myers, named in the certificate of D. H. Chamberlain, governor of said State, which votes are certified by said persons, as appears by the certificate submitted to the commission as aforesaid, and marked number on (1) N. C. by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely: Seven (7) votes for Rutherford B. Hayes, of the State of Ohio, for President; and Seven (7) votes for William A. Wheeler, of the State of New York, for Vice-President. The commission has by a majority of votes also decided, and does hereby decide and

report, that the seven persons first above named were duly appointed electors in and by the State of South Carolina.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appear to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of South Carolina, and that they voted as such at the time and in the manner provided for by the Constitution of the United States and the law.

And the commission, as further ground for their decision, are of the opinion that the failure or the legislature to provide a system for the registration of persons entitled to vote does not render nugatory all elections held under laws otherwise sufficient, though it may be the duty of the legislature to enact such a law. If it were otherwise, all government in that State is a usurpation, its officers without authority, and the social compact in that State is at an end.

That this commission must take notice that there is a government in South Carolina republican in form, since its constitution provides for such a government, and it is and was on the day of appointing electors so recognized by the executive and by both branches of the legislative department of the Government of the United States.

That so far as this commission can take notice of the presence of the soldiers of the United States in the State of South Carolina during the election, it appears that they were placed there by the President of the United States to suppress insurrection, at the request of the proper authorities of the State.

And we are also of opinion that, from the papers before us, it appears that the governor and secretary of state have certified under the seal of the State that the electors whose vote we have decided to be the lawful electoral vote of the State were duly appointed electors, which certificate, both by presumption by law and by the certificate of the rival claimants of the electoral office, was based upon the action of the State canvassers. There exists no power in this commission, and there exists none in the two houses of Congress in counting the electoral vote, to inquire into the circumstances under which the primary vote for electors was given. The power of the Congress of the United States in its legislative capacity to inquire into the matters alleged, and to act upon the information so obtained, is a very different one from its power in the matter of counting the electoral vote. The votes to be counted are those presented by the State, and when ascertained and presented by the proper authorities of the State they must be counted.

The commission has also decided, and does hereby decide, by a majority of votes, and reports that, as a consequence of the foregoing and upon the grounds before stated, the paper purporting to be a certificate of the electoral vote of said State of South Carolina, signed by Theodore G. Barker, S. McGowan, John W. Harrington, John Isaac Ingram, William Wallace, John B. Erwin, and Robert Aldrich, marked No. 2 N. C. by the commission and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington, District of Columbia, the day and year first above written.

SAMUEL F. MILLER.

W. STRONG.

JOSEPH F. BRADLEY.

GEO. F. EDMUNDS.

O. P. MORTON.

FREDK. T. FRELINGHUYSEN.

JAMES A. GARFIELD.

GEORGE F. HOAR.

The presiding officer having asked for objection to the foregoing report and decision of the commission,

Thereupon

Mr. John F. Philips, a Representative from the State of Missouri, on behalf of himself and others, presented the following objections to the same; which were read by the Clerk of the House of Representatives, viz:

The undersigned Senators and Representatives do hereby object to counting the votes cast by C. C. Bowen, J. Winsmith, Thomas B. Johnston, Timothy Hurley, W. B. Nash, Wilson Cook, and W. F. Myers, alleged electors of the State of South Carolina in conformity to the decision of the Electoral Commission, and as reasons therefor assign the following:

I.

Because no legal election was held in the State of South Carolina on the 7th day of November last past for presidential electors in compliance with section 3, article 2, of

the constitution thereof requiring a registration of the electors of the State as a qualification to vote.

II.

Because in consequence of frauds practiced in said election, and the interference with and intimidation of the electors in said State by the Federal Government prior to and during said election, stationing in various parts of said State near the polling-places detachments of the Army of the United States, a full and free exercise of the right of suffrage was prevented, in consequence of which there was no lawful election had.

III.

Because in violation of the Constitution of the United States the Federal authorities, at the several polling-places in said State on the day of election, stationed over one thousand deputy marshals of the United States, who by their unlawful and arbitrary action in obedience to the unauthorized instructions from the Department of Justice, so interfered with the full and free exercise of the right of suffrage by the voters of said State that a fair election could not be and was not held in said State on the 7th day of November, 1876.

IV.

Because the certification of the election held by said electors on the 6th day of December, 1876, was not made by the lawfully-constituted governor of said State.

V.

Because the said Electoral Commission, contrary to its duty and the authority vested in it by law, neglected and refused to inquire into the facts and allegations aforesaid, and their said decision is contrary to the law and the truth.

VI.

Because at the time of the pretended appointment of the said electors in the State of South Carolina, it was under duress from the power of the United States unlawfully exerted upon it, and said pretended appointments were made under such duress.

VII.

Because the certificate numbered 1 was and is void—

First. For irregularity in that the electors were not sworn, as by the constitution of the State of South Carolina they were required to be.

Second. The certificate does not state that said electors voted by ballot, as required by the Constitution of the United States.

Third. The certificate upon the envelope in which the said certificate and accompanying papers were inclosed was not the certificate required by the laws of the United States.

T. M. NORWOOD,
JAMES K. KELLY,
HENRY COOPER,
S. B. MAXEY,
WM. A. WALLACE.

Senators.

J. F. PHILIPS,
HIESTER CLYMER,
ERASTUS WELLS,
A. T. WALLING,
A. M. WADDELL,
JOHN E. EDEN,
THOS. L. JONES,
J. R. TUCKER,

Representatives.

The presiding officer having asked for further objection,

Mr. Milton I. Southard, a Representative from the State of Ohio, on behalf of himself and others, submitted the following objections; which were read by the Secretary of the Senate, viz:

The undersigned, Senators and members of the House of Representatives, object to the counting of the electoral vote purporting to come from South Carolina, in con-

formity with the decision of the majority of the Electoral Commission, for the reason that the said electoral votes, as well as the votes of the people of said State at the presidential election on the 7th day of November last, were given under duress caused by the unlawful exercise of Federal power.

A. S. MERRIMON,
GEO. R. DENNIS,
J. E. McDONALD,
WM. A. WALLACE,
C. W. JONES,

Senators.
DAVID DUDLEY FIELD,
M. I. SOUTHARD,
WM. MUTCHLER,
JOHN GOODE, JR.,
JESSE J. YEATES,
JOHN H. CALDWELL,
S. S. COX,
R. A. DE BOLT,
JOHN B. CLARK, JR.,
Representatives.

The presiding officer having asked for further objections, and none being presented,

The presiding officer thereupon announced that, there being objections to the decision of the commission, the Senate would withdraw to their chamber, that the two houses separately may consider and determine the said objections.

And thereupon,

The Senate, at 12 o'clock and 30 minutes p. m., (Wednesday, February 28,) withdrew to their chamber.

Whereupon,

The House resumed its session.

Mr. Springer, at 12 o'clock and 33 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (March 1, 1877.)

And the question being put,

It was decided in the negative,	{	Yeas	92
		Nays	170
		Not voting	28

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. David B. Culberson	Mr. Frank H. Hurd	Mr. James Sheakley
Thomas S. Ashe	Joseph J. Davis	Thomas L. Jones	William F. Slemmons
John H. Bagley, jr.	Rezin A. DeBolt	J. Proctor Knott	William E. Smith
Henry B. Banning	George G. Dibrell	Lafayette Lane	Milton I. Southard
Jos C. S. Blackburn	Beverly B. Douglas	William P. Lynde	William A. J. Sparks
Archibald M. Bliss	Charles J. Faulkner	L. A. Mackey	William M. Springer
Andrew R. Boone	David Dudley Field	Levi Maish	William H. Stanton
Tam Bradford	Jease J. Finley	John A. McMahon	William S. Stenger
Aylett H. Buckner	William H. Forney	Edwin R. Meade	William H. Stone
George C. Cabell	Benjamin J. Franklin	Roger Q. Mills	William Terry
John H. Caldwell	Benoni S. Fuller	William R. Morrison	Charles P. Thompson
William P. Caldwell	John M. Glover	William Mutchler	John R. Tucker
Nathan T. Carr	Thomas M. Gunter	William J. O'Brien	Jacob Turney
George W. Cate	Andrew H. Hamilton	Henry B. Payne	John L. Vance
Bernard G. Caulfield	Henry R. Harris	John F. Phillips	Robert B. Vance
John B. Clarke	John T. Harris	Earley F. Poppleton	Alfred M. Waddell
John B. Clark, jr.	Julian Hartridge	David Rea	Gilbert C. Walker
Hiwster Clymer	William Hartzell	Americus V. Rice	Ansel T. Walling
Alex. G. Cochrane	Robert A. Hatcher	Haywood Y. Riddle	William Walsh
Francis D. Collins	Eli J. Henkle	William M. Robbins	Levi Warner
Philip Cook	Charles E. Hooker	Miles Ross	W. C. Whitthorne
Jacob P. Cowan	Andrew Humphreys	Alfred M. Scales	Peter D. Wigginton
Samuel S. Cox	Eppe Hunton	John G. Schumaker	Scott Wike.

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Latimer W. Ballou	Mr. Nathan B. Bradley	Mr. Charles W. Buttz
Lucien L. Ainsworth	Nathaniel P. Banks	John Young Brown	Alexander Campbell
John C. Bagby	James B. Belford	William R. Brown	Milton A. Candler
George A. Bagley	Samuel N. Bell	Horatio C. Burchard	Joseph G. Cannon
John H. Baker	Henry W. Blair	Samuel D. Burchard	Thomas J. Cason
William H. Baker	James H. Blount	John H. Burleigh	Lucien B. Caswell

Mr. Chester W. Chapin	Mr. Thomas J. Henderson	Mr. Lawrence T. Neal	Mr. John K. Tarbox
Simeon B. Chittenden	Abram S. Hewitt	Jeptus D. New	Frederick H. Teese
Omar D. Conger	Benjamin H. Hill	Nelson I. Norton	Philip F. Thomas
William W. Crapo	George F. Hoar	N. Holmes Odell	Jacob M. Thornburgh
Lorenzo Crounse	Solomon L. Hoge	Addison Oliver	J. W. Throckmorton
Augustus W. Cutler	William S. Holman	Charles O'Neill	Martin I. Townsend
Lorenzo Danford	George G. Hoskins	John B. Packer	Washington Townsend
Chester B. Darrall	John F. House	Horace F. Page	John Q. Taft
John M. Davy	Jay A. Hubbell	James Phelps	Nelson H. Van Vorhe
Dudley C. Denison	Morton C. Hunter	William A. Phillips	John T. Wait
Samuel A. Dobbins	Stephen A. Hurlbut	Henry L. Pierce	Charles C. B. Walker
Mark H. Dunnell	John A. Hyman	William A. Piper	Alexander S. Wallis
Milton J. Durham	George A. Jenks	Harris M. Plaisted	John W. Wallace
Benjamin T. Eames	Frank Jones	Thomas C. Platt	William W. Warren
John R. Eden	Charles H. Joyce	Allen Potter	Henry Watterson
Albert G. Egbert	John A. Kasson	Joseph Powell	Erasmus Wells
James L. Evans	Edward C. Kehr	Henry O. Pratt	G. Wiley Wells
William H. Felton	William D. Kelley	Joseph H. Rainey	John D. White
Edwin Flye	Alanson M. Kimball	John H. Reagan	John O. Whitehouse
Greenbury L. Fort	Lucius Q. C. Lamar	John Reilly	Richard H. Whiting
Charles Foster	Franklin Landers	John Robbins	George Willard
Chapman Freeman	George M. Landers	Milton S. Robinson	Andrew Williams
William P. Frye	Elbridge G. Lapham	Sobiecki Ross	Alpheus S. Williams
James A. Garfield	William Lawrence	Jeremiah M. Rusk	Charles G. Williams
Lucien C. Gause	E. W. Leavenworth	Ezekiel S. Sampson	James Williams
John Goode, jr.	J. V. Le Moine	John S. Savage	William B. Williams
John R. Goodin	William M. Levy	Milton Saylor	Benjamin A. Willis
Engene Hale	Scott Lord	Julius H. Seelye	William W. Wilshire
John Hancock	John R. Lynch	Otho R. Singleton	Benjamin Wilson
Jere Haralson	Henry S. Magoon	C. H. Sinniekeon	James Wilson
Aug. A. Hardenbergh	C. D. MacDongall	Robert Smalls	Alan Wood, jr.
Benjamin W. Harris	George W. McCrary	A. Herr Smith	Fernando Wood
Carter H. Harrison	James W. McDill	Horace B. Straitt	William Woodburn
Henry H. Hathorn	Samuel F. Miller	Adlai E. Stevenson	L. D. Woodworth
William S. Haymond	James Monroe	William H. H. Stowell	Jease J. Yeates
Charles Hays	Charles H. Morgan	Thomas Swann	Casey Young.
George W. Hendee	Charles E. Nash		

Those not voting are—

Mr. William B. Anderson	Mr. E. John Ellis	Mr. John K. Luttrell	Mr. Charles B. Roberts
John D. C. Atkins	Randall L. Gibson	William McFarland	Gustave Schleicher
Lyman K. Bass	Robert Hamilton	Henry B. Metcalfe	Alex. H. Stephens
George M. Beebe	Goldsmith W. Hewitt	Charles W. Milliken	Henry Waldron
Richard P. Bland	James H. Hopkins	Hernando D. Money	Eliah Ward
John M. Bright	William S. King	William J. Furman	William A. Wheeler
George H. Durand	Burwell B. Lewis	James B. Reilly	Jere N. Williams

So the House refused to take a recess.

Mr. Sheakley moved that the House take a recess until 7½ o'clock p. m.

Mr. Fernando Wood raised the question of order that the said motion was not in order.

The Speaker sustained the point of order, on the grounds heretofore stated by him, that the said motion was not in order, and declined to entertain the said motion.

Mr. Sheakley appealed from the decision of the Chair.

Pending which,

Mr. Fernando Wood moved that the said appeal be laid on the table; And the question being put,

It was decided in the affirmative, { Yeas 184
Nays 61
Not voting 45

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Archibald M. Bliss	Mr. Chester W. Chapin	Mr. Milton J. Durham
Charles H. Adams	James H. Blount	Simeon B. Chittenden	Benjamin T. Eames
Lucien L. Alusworth	Nathan B. Bradley	Hester Clymer	John R. Eden
John C. Bagby	John Young Brown	Omar D. Conger	Albert G. Egbert
George A. Bagley	William E. Brown	Phillip Cook	James L. Evans
John H. Baker	Horatio C. Burchard	William W. Crapo	Charles J. Faulkner
William H. Baker	Samuel D. Burchard	Lorenzo Crounse	William H. Felton
Latimer W. Ballou	John H. Burleigh	Augustus W. Cutler	Edwin Flye
Nathaniel P. Bauks	Charles W. Buttz	Lorenzo Danford	William H. Foster
Henry R. Banning	George C. Cabell	Chester B. Darrall	Greenbury L. Fort
James B. Belford	Milton A. Candler	John M. Davy	Charles Foster
Samuel N. Bell	Joseph G. Cannon	Dudley C. Denison	Chapman Freeman
Henry W. Blair	Thomas J. Carson	Samuel A. Dobbins	William P. Frye
Richard P. Bland	Lucien B. Caswell	Mark H. Dunnell	James A. Garfield

Mr. Lucien C. Gause	Mr. Charles H. Joyce	Mr. Henry B. Payne	Mr. Jacob M. Thornburgh
John Goode, jr.	John A. Kasson	James Phelps	J. W. Throckmorton
John R. Goodlin	Edward C. Kehr	Henry L. Pierce	Martin I. Townsend
Eugene Hale	William D. Kelley	William A. Piper	Washington Townsend
Jere Haralson	Alanson M. Kimball	Harris M. Plaisted	John R. Tucker
Aug. A. Hardenbergh	Lucius Q. C. Lamar	Thomas C. Platt	John Q. Tufts
Benjamin W. Harris	Franklin Landers	Allen Potter	Nelson H. Van Vorhes
Henry R. Harris	George M. Landers	Joseph Powell	John T. Walt
John T. Harris	Elbridge G. Lapham	Henry O. Pratt	Charles C. B. Walker
Carter H. Harrison	William Lawrence	Joseph H. Rainey	Alexander S. Wallace
Julian Hartridge	E. W. Leavenworth	David Rea	John W. Wallace
Robert A. Hatcher	J. V. Le Moyné	John H. Reagan	Henry Watterson
Henry H. Hathorn	Scott Lord	John Reilly	Erastus Wells
William S. Haymond	John R. Lynch	John Robbins	G. Wiley Wells
Charles Hays	L. A. Mackey	William M. Robbins	John O. Whitehouse
George W. Hendee	Henry S. Magoon	Milton S. Robinson	Richard H. Whiting
Thomas J. Henderson	C. D. MacDougall	Sobieski Ross	Scott Wike
Abram S. Hewitt	George W. McCrary	Jeremiah M. Rusk	George Willard
Benjamin H. Hill	James W. McDill	Ezekiel S. Sampson	Andrew Williams
George F. Hoar	Samuel F. Miller	John S. Savage	Alpheus S. Williams
Solomon L. Hoge	James Monroe	Gustave Schleichner	Charles G. Williams
William S. Holman	Charles H. Morgan	Julius H. Seelye	James Williams
James H. Hopkins	William Mutchler	Otho R. Singleton	William B. Williams
George G. Hoskins	Charles E. Nash	C. H. Sinnickson	Benjamin A. Willis
John F. House	Lawrence T. Neal	Robert Smalls	Benjamin Wilson
Jay A. Hubbell	Jeptha D. New	A. Herr Smith	James Wilson
Morton C. Hunter	Nelson I. Norton	Horace B. Strait	Alan Wood, jr.
Eppa Hunton	N. Holmes Odell	Adlai E. Stevenson	Fernando Wood
Stephen A. Hurlbut	Addison Oliver	William H. H. Stowell	William Woodburn
John A. Hyman	Charles O'Neill	Thomas Swann	L. D. Woodworth
George A. Jenks	John B. Packer	Frederick H. Teese	Jesse J. Yeates
Frank Jones	Horace F. Page	Philip F. Thomas	Casey Young.

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. George G. Diblell	Mr. William P. Lynde	Mr. Milton I. Southard
John H. Bagley, Jr.	Jesse J. Finley	William McFarland	William A. J. Sparks
George M. Beebe	Benjamin J. Franklin	Edwin R. Meade	William M. Springer
Jos. C. S. Blackburn	Benoni S. Fuller	Roger Q. Mills	William H. Stanton
Andrew R. Boone	John M. Glover	William J. O'Brien	William H. Stone
Taul Bradford	Andrew H. Hamilton	John F. Phillips	William Terry
John H. Caldwell	Eli J. Henkle	Earley F. Poppleton	Jacob Turney
William P. Caldwell	Charles E. Hooker	Americus V. Rice	John L. Vance
Nathan T. Carr	Andrew Humphreys	Haywood Y. Riddle	Robert B. Vance
George W. Cate	Frank H. Hurd	Miles Rose	Alfred M. Waddell
Bernard G. Caulfield	Thomas L. Jones	Alfred M. Scales	Ansel T. Walling
John B. Clarke	J. Proctor Knott	John G. Schumaker	William Walsh
Francis D. Collins	Lafayette Lane	James Sheakley	Levi Warner
Jacob P. Cowan	William M. Levy	William F. Slemons	W. C. Whitthorne
Joseph J. Davis	John K. Luttrell	William E. Smith	Peter D. Wigginton.
Rezin A. DeBolt			

Those not voting are—

Mr. William B. Anderson	Mr. E. John Ellis	Mr. John A. McMahon	Mr. Alex. H. Stephens
John D. C. Atkins	David Dudley Field	Henry B. Metcalfe	John K. Tarbox
Lyman K. Baes	Randall L. Gibson	Charles W. Milliken	Charles P. Thompson
John M. Bright	Thomas M. Gunter	Hernando D. Money	Henry Waldron
Aylett H. Buckner	Robert Hamilton	William R. Morrison	Gilbert C. Walker
Alexander Campbell	John Hancock	William A. Phillips	Elijah Ward
John B. Clark, jr.	William Hartzell	William J. Furman	William W. Warren
Alex. G. Cochrane	Goldsmith W. Hewitt	James B. Reilly	William A. Wheeler
Samuel S. Cox	William S. King	Charles B. Roberts	John D. White
David B. Culberson	Burwell B. Lewis	Milton Saylor	Jere N. Williams
Beverly B. Douglas	Levi Maish	William S. Stenger	William W. Wilshire.
George H. Durand			

So the appeal was laid upon the table.

Mr. Sheakley moved that the House take a recess until 10 o'clock a. m. to-morrow, (March 1,)

When

The Speaker ruled the said motion to be not in order, and refused to entertain the same.

Mr. Springer appealed from the ruling of the Chair,

When

The Speaker declined to entertain the said appeal.

The regular order being demanded, the Speaker announced the regular order to be the consideration of the objections to the decision of the commission in the case of the certificates from the State of South Carolina.

The same having been read,

Mr. John F. Philips demanded the reading of the testimony taken by

the Select Committee to Investigate the Recent Election in the State of South Carolina accompanying the said objections.

Mr. Fernando Wood objected to the reading of the said testimony.

The Speaker thereupon submitted the question to the House, as required under rule 141, viz :

Shall the said testimony be now read ?

And it was decided in the negative, { Yeas 87
Nays 176
Not voting 27

The yeas and nays being desired by one-fifth of the members present. Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Samuel S. Cox	Mr. Lafayette Lan-	Mr. James Sheakley
John D. C. Atkins	David B. Culberson	William M. Levy	William F. Sherman
John H. Bagley, jr.	Joseph J. Davis	John K. Luttrell	William E. Smith
Henry B. Banning	Rezin A. DeBolt	William P. Lynde	Milton I. Southard
George M. Beebe	George G. Dibrell	L. A. Mackey	William A. J. Sprague
Jos. C. S. Blackburn	Beverly B. Douglas	Levi Maish	William M. Sprague
Archibald M. Bliss	Jesse J. Finley	John A. McMahon	William H. Stange
Andrew R. Boone	William H. Forney	Roger Q. Mills	William S. Stenard
Taul Bradford	Benjamin J. Franklin	Hernando D. Money	William H. Stoeck
John M. Bright	Benoni S. Fuller	William J. Morrison	William Terry
John H. Caldwell	John M. Glover	William Mutchler	Charles P. Thompson
William P. Caldwell	Andrew H. Hamilton	William J. O'Brien	Jacob Turney
Alexander Campbell	Henry R. Harris	N. Holmes Odell	John L. Vance
George W. Cate	John T. Harris	John F. Phillips	Robert B. Vance
Bernard G. Caulfield	William Hartzell	Early F. Poppleton	Alfred M. Waddell
John B. Clarke	Eli J. Henkle	Americus V. Rice	William Walsh
John B. Clark, jr.	Charles E. Hooker	Haywood Y. Riddle	Levi Warner
Hester Clymer	Andrew Humphreys	William M. Robbins	W. C. Whittmore
Alex. G. Cochrane	Frank H. Hurd	Charles B. Roberts	Peter D. Wigglesworth
Francis D. Collins	Thomas L. Jones	Miles Rowe	Scott Wike
Philip Cook	J. Proctor Knott	Alfred M. Scales	Jere N. Williams
Jacob P. Cowan	Franklin Landers	John G. Schumaker	

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. William H. Felton	Mr. Elbridge G. Lapham	Mr. A. Herr Smith
Charles H. Adams	Edwin Flye	William Lawrence	Horace B. Strait
Lucien L. Ainsworth	Greenbury L. Fort	E. W. Leavenworth	Adlai E. Stevenson
John C. Bagby	Charles Foster	J. V. Le Moynes	William H. H. Smith
George A. Bagley	Chapman Freeman	Scott Lord	Thomas Swan
John H. Baker	William P. Frye	John R. Lynch	John E. Tarbot
William H. Baker	James A. Garfield	Henry S. Magoon	Frederick H. Lee
Latimer W. Ballou	Lucien C. Gause	C. D. MacDougall	Philip F. Thomas
Nathaniel P. Banks	John Goode, jr.	George W. McCrary	Jacob M. Thorne
James B. Belford	John R. Goodin	James W. McMill	J. W. Throckmorton
Samuel N. Bell	Thomas M. Gunter	William McFarland	Martin I. Townsend
Henry W. Blair	Eugene Hale	Samuel F. Miller	Washington Townsend
Richard P. Bland	Robert Hamilton	James Monroe	John R. Tucker
James H. Blount	John Hancock	Charles H. Morgan	John Q. Tufts
Nathan B. Bradley	Jere Haralson	Charles E. Nash	Nelson H. Van Vorst
John Young Brown	Aug. A. Hardenbergh	Lawrence T. Neal	John T. Wait
William R. Brown	Benjamin W. Harris	Jeapha D. New	Henry Waldron
Aylett H. Buckner	Julian Hartridge	Nelson I. Norton	Charles C. B. Webb
Horatio C. Burchard	Robert A. Hatcher	Addison Oliver	Alexander S. Webb
Samuel D. Burchard	Henry H. Hathorn	Charles O'Neill	John W. Wallis
John H. Burleigh	William S. Haymond	John B. Parker	Amel T. Wallis
Charles W. Butts	Charles Hays	Horace F. Page	Elijah Ward
George C. Cabell	George W. Hendee	Henry B. Payne	William W. Warren
Milton A. Candler	Thomas J. Henderson	James Phelps	Henry Watterson
Joseph G. Cannon	Abram S. Hewitt	Henry L. Pierce	Erastus Wells
Thomas J. Cason	Benjamin H. Hill	William A. Piper	G. Wiley Wells
Lucien B. Caswell	George F. Hoar	Harris M. Plaisted	John D. White
Simoneon B. Chittenden	Solomon L. Hoge	Thomas C. Platt	John O. Whitehouse
Omar D. Conger	William S. Holman	Allen Potter	Richard H. Whitcomb
William W. Croapo	George G. Hoskins	Joseph Powell	George Willard
Lorenzo Crounee	John F. Houssell	Henry O. Pratt	Andrew Williams
Augustus W. Cutler	Jay A. Hubbell	Joseph H. Rainey	Alpheus S. Williams
Lorenzo Danford	Morton C. Hunter	David Rea	Charles G. Williams
Chester B. Darrall	Eppa Hunton	John H. Reagan	James Williams
John M. Davy	Stephen A. Hurlbut	John Reilly	William E. Williams
Dudley C. Denison	John A. Hyman	John Robbins	Benjamin A. Wilson
Samuel A. Dobbins	George A. Jenks	Milton S. Robinson	William W. Wilson
Mark H. Dunnell	Charles H. Joyce	Sobieski Ross	Benjamin Wilson
Milton J. Durham	John A. Kasson	Jeremiah M. Ruek	James Wilson
Benjamin T. Eames	Edward C. Kehr	Ezekiel S. Sampson	Alan Wood, jr.
John R. Eden	William D. Kelley	John S. Savage	Fernando Wood
Albert G. Egbert	Alanson M. Kimball	Julius H. Seelye	William Woodruff
James L. Evans	Lucius Q. C. Lamar	C. H. Sannickson	L. D. Woodworth
Charles J. Faulkner	George M. Landers	Robert Smalls	Jesse J. Yeates

Those not voting are—

Mr. William B. Anderson	Mr. Randall L. Gibson	Mr. Edwin R. Meade	Mr. Gustave Schleicher
Lyman K. Bass	Carter H. Harrison	Henry B. Metcalfe	Otho R. Singleton
Nathan T. Carr	Goldsmith W. Hewitt	Charles W. Milliken	Alex. H. Stephens
Chester W. Chapin	James H. Hopkins	William A. Phillips	Gilbert C. Walker
George H. Durand	Frank Jones	William J. Purman	William A. Wheeler
E. John Ellis	William S. King	James B. Reilly	Casey Young.
David Dudley Field	Burwell B. Lewis	Milton Saylor	

So the House refused to permit the said testimony to be read.

Mr. Walling moved to reconsider the vote by which the House refused to order the reading of the said testimony.

Pending which,

Mr. Fernando Wood moved to lay the said motion on the table.

And the question being put,

It was decided in the affirmative,	{ Yeas	177
	{ Nays	73
	{ Not voting	40

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Charles Foster	Mr. E. W. Leavenworth	Mr. Robert Smalls
Lucien L. Ainsworth	Chapman Freeman	J. V. Le Moine	A. Herr Smith
John C. Bagby	William P. Frye	William M. Levy	Horace E. Strait
George A. Bagley	James A. Gardeld	Scott Lord	Adlai E. Stevenson
John H. Baker	Lucien C. Gause	John R. Lynch	William H. H. Stowell
William H. Baker	John Goode, jr.	Henry S. Magoon	John K. Tarbox
Lattimer W. Ballou	John R. Goodin	C. D. MacDongall	Frederick H. Teese
Nathaniel P. Banks	Thomas M. Gunter	George W. McCrary	Philip F. Thomas
James B. Belford	Eugene Hale	James W. McDill	Jacob M. Thornburgh
Samuel N. Bell	Robert Hamilton	William McFarland	J. W. Throckmorton
Henry W. Blair	John Hancock	Samuel F. Miller	Martin L. Townsend
Richard P. Bland	Jere Haralson	Roger Q. Mills	Washington Townsend
Nathan B. Bradley	Ang. A. Hardenbergh	James Monroe	John R. Tucker
John Young Brown	Benjamin W. Harris	Charles H. Morgan	John Q. Tufts
William K. Brown	Julian Hartridge	William Mutchler	Nelson H. Van Vorhes
Aylett H. Buckner	Robert A. Hatcher	Charles E. Nash	John T. Walt
Horatio C. Burchard	Henry H. Hathorn	Lawrence T. Neal	Henry Waldron
Samuel D. Burchard	William S. Haymond	Jephtha D. New	Charles C. B. Walker
John H. Burleigh	Charles Hays	Nelson I. Norton	Alexander S. Wallace
Charles W. Buttz	George W. Hendee	N. Holmes Odell	John W. Wallace
George C. Cabell	Thomas J. Henderson	Charles O'Neill	Elijah Ward
Alexander Campbell	Abram S. Hewitt	John B. Packard	William W. Warren
Milton A. Candler	George F. Hoar	Horace F. Page	Henry Watterson
Joseph G. Cannon	Solomon L. Hoge	James Phelps	Erastus Wells
Thomas J. Cason	William S. Holman	Henry L. Pierce	G. Wiley Wells
Lucien B. Caswell	James H. Hopkins	William A. Piper	John D. White
Simson B. Chittenden	George G. Hoskins	Thomas C. Platt	John O. Whitehouse
Omar D. Conger	John F. House	Allen Potter	Richard H. Whiting
William W. Crapo	Jay A. Hubbell	Joseph Powell	Scott Wike
Lorenzo Crounse	Morton C. Hunter	Henry O. Pratt	George Willard
Augustus W. Cutler	Epps Hutton	Joseph H. Rainey	Andrew Williams
Lorenzo Danford	Stephen A. Hurlbut	David Rea	Alpheus S. Williams
Chester B. Darrall	John A. Hyman	John H. Reagan	Charles G. Williams
Rezin A. DeBolt	George A. Jenks	John Reilly	James Williams
Dudley C. Denison	Charles H. Joyce	John Robbins	William B. Williams
Samuel A. Dobbins	John A. Kasson	Milton S. Robinson	Benjamin A. Willis
Mark H. Dunnell	Edward C. Kehr	Sobieski Ross	William W. Wilshire
Milton J. Durham	William D. Kelley	Jeremiah M. Rusk	Benjamin Wilson
Benjamin T. Eames	Alanson M. Kimball	Ezekiel S. Sampson	James Wilson
John R. Eden	Lucius Q. C. Lamar	John S. Savage	Alan Wood, jr.
Albert G. Egbert	Franklin Landers	Milton Saylor	Fernando Wood
James L. Evans	George M. Lauders	Julius H. Seelye	William Woodburn
Charles J. Fankner	Elbridge G. Lapham	Otho R. Singleton	L. D. Woodworth
William H. Felton	William Lawrence	C. H. Sinnickson	Jesse J. Yeatec.
Greenbury L. Fort			

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. John B. Clarke	Mr. Benoni S. Fuller	Mr. William P. Lynde
John D. C. Atkins	John B. Clark, jr.	John M. Glover	L. A. Mackey
John H. Bagley, jr.	Alex. G. Cocbrane	Andrew H. Hamilton	Levi Maish
Henry B. Banning	Francis D. Collins	Henry R. Harris	John A. McMahon
George M. Beebe	Philip Cook	William Hartzell	Hernando D. Money
Jos. C. S. Blackburn	Jacob P. Cowan	Eli J. Henkle	William J. O'Brien
Archibald M. Bliss	David B. Culberson	Charles E. Hooker	John F. Phillips
Andrew R. Boone	Joseph J. Davis	Andrew Humphreys	Earley F. Poppleton
Taul Bradford	George G. Dibrell	Frank H. Hurd	Americus V. Rice
John M. Bright	Beverly B. Douglas	Thomas L. Jones	Haywood Y. Riddle
John H. Caldwell	Jease J. Finley	J. Proctor Knott	William M. Robbins
William P. Caldwell	William H. Forney	Lafayette Lane	Charles B. Roberts
Bernard G. Caulfield	Benjamin J. Franklin	John K. Lintrell	Miles Ross

Mr. Alfred M. Scales	Mr. William M. Springer	Mr. Charles P. Thompson	Mr. Ansel T. Walling
John G. Schumaker	William H. Stanton	Jacob Turney	Levi Warner
James Sheakley	William S. Stenger	John L. Vance	W. C. Whitthorne
William E. Smith	William H. Stone	Robert B. Vance	Peter D. Wigginton
Milton I. Southard	William Terry	Alfred M. Waddell	Jere N. Williams.
William A. J. Sparks			

Those not voting are—

Mr. Josiah G. Abbott	Mr. George H. Durand	Mr. William S. King	Mr. William J. Purman
William B. Anderson	E. John Ellis	Burwell B. Lewis	James B. Reilly
Lyman K. Baas	David Dudley Field	Edwin R. Meade	Gustave Schleicher
James H. Blount	Edwin Flye	Henry B. Metcalfe	William F. Slemmons
Nathan T. Carr	Randall L. Gibson	Charles W. Milliken	Alex. H. Stephens
George W. Cate	John T. Harris	William R. Morrison	Thomas Swan
Chester W. Chapin	Carter H. Harrison	Addison Oliver	Gilbert C. Walker
Heester Clymer	Goldsmith W. Hewitt	Henry B. Payne	William Walsh
Samuel S. Cox	Benjamin H. Hill	William A. Phillips	William A. Wheeler
John M. Davy	Frank Jones	Harris M. Plaisted	Casey Young.

So the motion to reconsider was laid on the table.

Mr. John L. Vance moved that parts one and two of said testimony be read.

The Speaker held that, the House having just refused to order the reading of the said testimony, it was not in order to repeat the said motion.

Whereupon

Mr. Cochrane submitted the following resolution, viz:

Resolved, That the objections to the decision of the Electoral Commission upon the electoral vote of South Carolina be sustained by the House, and that said votes be not counted.

After two hours' debate thereon, in accordance with the electoral law,

The Speaker stated the question to be on agreeing to the said resolution;

When

Mr. Walling moved to amend the said resolution by adding the words *in conformity with the decision of said commission*.

Pending which,

Mr. Thomas L. Jones submitted the following amendment in the nature of a substitute for the resolution submitted by Mr. Cochrane, viz:

Resolved, That the decision of the Electoral Commission upon the electoral vote of South Carolina be not concurred in by this House.

Mr. Fernando Wood demanded the previous question.

Mr. Hale made the point of order that, as the law required the question to be put at the end of two hours' debate, it was not necessary that the ordinary forms of seconding the previous question and ordering the main question should be observed.

The Speaker overruled the point of order, and held that the main question, as used in the electoral law, embraced the original proposition, an amendment, and an amendment to the amendment.

The previous question was then seconded.

The question then recurred on ordering the main question;

And being put,

It was decided in the affirmative,	{	Yeas	190
		Nays	72
		Not voting	23

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. James B. Belford	Mr. Samuel D. Burchard	Mr. Chester W. Chapin
Lucien L. Ainsworth	Samuel N. Roll	John H. Burleigh	Simeon B. Chittenden
John C. Bagby	Henry W. Blair	Charles W. Buttz	Omar D. Conger
George A. Bagley	Richard P. Bland	George C. Cabell	William W. Crapo
John H. Baker	James H. Blount	Alexander Campbell	Lorenzo Crounse
William H. Baker	Nathan B. Bradley	Milton A. Candler	David B. Culbertson
Latimer W. Ballou	John Young Brown	Joseph G. Cannon	Augustus W. Cutler
Nathaniel P. Banks	William R. Brown	Thomas J. Cason	Lorenzo Danford
George M. Beebe	Horatio C. Burchard	Lucien B. Caswell	Chester B. Darrall

Mr. Joseph J. Davis	Mr. Solomon L. Hoge	Mr. Addison Oliver	Mr. J. W. Throckmorton
John M. Davy	William S. Holman	Charles O'Neill	Martin I. Townsend
Rezin A. DeBolt	James H. Hopkins	John B. Packer	Washington Townsend
Dudley C. Denison	George G. Hoskins	Horace F. Page	John R. Tuckor
Samuel A. Dobbins	John F. House	Henry B. Payne	John Q. Tufts
Mark H. Dunnell	Jay A. Hubbell	James Phelps	Nelson H. VanVorhes
Milton J. Durham	Morton C. Hunter	William A. Phillips	John T. Wait
Benjamin T. Eames	Eppa Hunton	Henry L. Pierce	Henry Waldron
John R. Eden	Stephen A. Hurlbut	Harris M. Plaisted	Charles C. B. Walker
Albert G. Egbert	John A. Hyman	Thomas C. Platt	Gilbert C. Walker
James L. Evans	George A. Jenks	Allen Potter	Alexander S. Wallace
Charles J. Faulkner	Frank Jones	Joseph Powell	John W. Wallace
William H. Felton	Charles H. Joyce	Henry O. Pratt	Ansel T. Walling
Edwin Flye	John A. Kasson	Joseph H. Rainey	Elijah Ward
Greenbury L. Fort	Edward C. Kehr	David Rea	William W. Warren
Charles Foster	William D. Kelley	John H. Reagan	Henry Watterson
Chapman Freeman	Alanson M. Kimball	John Reilly	Erastus Wells
William P. Frye	Lucius Q. C. Lamar	James B. Reilly	G. Wiley Wells
James A. Gardfield	Franklin Landers	John Robbins	John D. White
John Goode, jr.	George M. Landers	Milton S. Robinson	John O. Whitehouse
John R. Goodin	William Lawrence	Sobiecki Ross	Richard H. Whiting
Thomas M. Gunter	E. W. Leavenworth	Jeremiah M. Rusk	Scott Wike
Eugene Hale	J. V. Le Moine	Ezekiel S. Sampson	George Willard
Robert Hamilton	William M. Levy	Milton Saylor	Andrew Williams
John Hancock	Scott Lord	Gustave Schleicher	Alpheus S. Williams
Jere Haralson	John R. Lynch	Julius H. Seelye	Charles G. Williams
Aug. A. Hardenbergh	Henry S. Magoon	Otho B. Singleton	James Williams
Benjamin W. Harris	C. D. MacDougall	C. H. Sinnickson	William B. Williams
Carter H. Harrison	George W. McCrary	Robert Smalls	Benjamin A. Willis
Julian Hartridge	James W. McDill	A. Herr Smith	William W. Wilshire
William Hartzell	William McFarland	Milton I. Southard	Benjamin Wilson
Robert A. Hatcher	Samuel F. Miller	Horace B. Strait	James Wilson
Henry H. Hathorn	James Monroe	Adlai E. Stevenson	Alan Wood, jr.
Charles Hays	Charles H. Morgan	William H. H. Stowell	Fernando Wood
George W. Hendee	Charles E. Naah	John K. Tarbox	William Woodburn
Thomas J. Henderson	Lawrence T. Neal	Frederick H. Teese	L. D. Woodworth
Abram S. Hewitt	Jeppha D. New	Philip F. Thomas	Jesse J. Yeates
Benjamin H. Hill	Nelson I. Norton	Jacob M. Thornburgh	Casey Young.
George F. Hoar	N. Holmes Odell		

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. Jacob P. Cowan	Mr. William P. Lynde	Mr. John G. Schumaker
John D. C. Atkins	George G. Dibrell	L. A. Mackey	James Sheakley
John H. Bagley, jr.	Beverly B. Douglas	Levi Maish	William F. Slemons
Henry B. Banning	Jesse J. Finley	John A. McMahon	William E. Smith
Jos. C. S. Blackburn	William H. Forney	Edwin R. Meade	William A. J. Sparks
Archibald M. Bliss	Benjamin J. Franklin	Roger Q. Mills	William M. Springer
Andrew R. Boone	John M. Glover	Hernando D. Money	William H. Stanton
Taul Bradford	Andrew H. Hamilton	William R. Morrison	William S. Stenger
John M. Bright	Henry R. Harris	William Mutchler	William H. Stone
John H. Caldwell	John T. Harris	William J. O'Brien	William Terry
William P. Caldwell	Eli J. Henkle	John F. Phillips	Charles P. Thompson
George W. Cate	Charles E. Hooker	Earley F. Poppleton	Jacob Turney
Bernard G. Caulfield	Andrew Humphreys	Americus V. Rice	John L. Vance
John B. Clarke	Frank H. Hurd	Haywood Y. Riddle	Robert B. Vance
John B. Clark, jr.	Thomas L. Jones	William M. Robbins	Alfred M. Waddell
Hester Clymer	J. Proctor Knott	Charles B. Roberts	W. C. Whitthorne
Alex. G. Cochrane	Lafayette Lane	Miles Ross	Peter D. Wigginton
Francis D. Collins	John K. Luttrell	Alfred M. Scales	Jere N. Williams.
Philip Cook			

Those not voting are—

Mr. Josiah G. Abbott	Mr. E. John Ellis	Mr. William S. King	Mr. John S. Savage
William B. Anderson	David Dudley Field	Elbridge G. Lapham	Alex. H. Stephens
Lyman K. Bass	Benoni S. Fuller	Burwell B. Lewis	Thomas Swann
Aylett H. Buckner	Lucien C. Gause	Henry B. Metcalfe	William Walsh
Nathan T. Carr	Randall L. Gibson	Charles W. Milliken	Levi Warner
Samuel S. Cox	William S. Haymond	William A. Piper	William A. Wheeler.
George H. Durand	Goldsmith W. Hewitt	William J. Purman	

So the main question was ordered.

Mr. Walling moved to reconsider the vote by which the main question was ordered.

After debate, by unanimous consent,

Mr. Fernando Wood submitted the following proposition as a compromise, viz:

The amendment to be withdrawn, and the House to come to a direct vote upon the original resolution as amended by Mr. Walling; the Senate then to be invited to meet the House for the purpose of continuing the count; and when the State of Vermont shall be reached, and the

two houses shall separate, then the House to take a recess until to-morrow at 10 o'clock.

The same having been read,

The Speaker stated the question to be upon the proposition submitted by Mr. Wood;

And being put, it was unanimously agreed to.

The question then being on the amendment submitted by Mr. Walling, the same was agreed to.

The question then recurred on the resolution as amended;

And being put,

It was agreed to.

On motion of Mr. Wood,

Ordered, That the Clerk notify the Senate of the action of the House, and that the House of Representatives is ready to meet the Senate in joint convention to proceed with the counting of the electoral votes.

Mr. Andrew H. Hamilton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a joint resolution and bills of the following titles:

H. Res. 196. Joint resolution authorizing the President to designate and set apart a site for the colossal statue of "Liberty Enlightening the World," and to provide for the permanent maintenance and preservation thereof;

H. R. 4301. An act for the relief of A. W. Plymale, of West Virginia;

H. R. 4452. An act making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes;

H. R. 2382. An act in relation to the Hot Springs reservation in the State of Arkansas;

H. R. 4657. An act to provide a building for the use of the United States district and circuit courts, the post-office, and internal-revenue officers at Austin, Texas;

H. R. 2833. An act for the relief of Susan P. Vance; and

H. R. 4149. An act to remove the political disabilities of Lloyd J. Beall, of Virginia.

Mr. Henry R. Harris, from the same committee, reported that the committee had examined and found truly enrolled a bill of the following title:

S. 1216. An act to provide for the preparation and publication of a new edition of the Revised Statutes of the United States;

When

The Speaker signed the said bills.

Mr. Harrison, from the same committee, reported that the committee did this day present to the President of the United States bills of the House of the following numbers, viz:

H. R. 1231, 1947, 2197, 3093, 3566.

The Senate, at 6 o'clock and 20 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877; and announced that the joint meeting of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses having separated to consider and determine the objections submitted to the decision of the Electoral Commission on the certificates from the State of South Carolina, and having separately decided thereon, their said decisions would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz :

Resolved, That the decision of the commission upon the electoral vote in the State of South Carolina stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz :

Resolved, That the objections to the decision of the Electoral Commission upon the electoral vote of South Carolina be sustained by the House, and that said vote be not counted in conformity with the decision of said commission.

The presiding officer thereupon announced that, the two houses not concurring, otherwise the decision of the commission will stand unreversed, and the counting of the votes would proceed in conformity therewith.

The tellers accordingly announced that South Carolina casts seven (7) votes for Rutherford B. Hayes, of Ohio, for President, and seven (7) votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Tennessee and Texas were then opened by the presiding officer, handed to and read by the tellers, who, (there being no objections thereto,) announced the results.

The presiding officer having opened the certificate from the State of Vermont, handed the same to the tellers.

The same having been read,

Thereupon,

Objections in writing were presented as follows, viz :

By Mr. William M. Springer, a Representative from the State of Illinois, viz :

The undersigned, Senator and members of the House of Representatives, object to the counting of the vote of the State of Vermont, for the reason that two returns, or papers purporting to be returns, of the electoral vote of said State were forwarded to the President of the Senate, and that only one of said returns has been laid before the two houses, the President of the Senate having stated that but one return has been received by him from said State; and a duplicate copy of one of said returns is herewith submitted for the consideration of the Senate and House of Representatives.

A. S. MERRIMON,

Senator.

W. M. SPRINGER,

A. H. HAMILTON,

Members of the House of Representatives.

By Mr. Earley F. Poppleton, a Representative from the State of Ohio, viz :

The undersigned, Senator and Representatives, object to the return from the State of Vermont on the grounds following, namely :

First. That Henry N. Sollace, who is certified to have been elected on the 7th of November, 1876, was at that day, and for a long time before had been, a postmaster of the United States, and therefore held an office of trust and profit under the United States, and could not be constitutionally appointed an elector of said State under the Constitution of the United States.

Second. That the law of Vermont did not authorize the election of said Sollace to fill the vacancy alleged to have been the result of the absence of said Sollace from the college of electors.

Third. It does not appear that said Sollace had resigned his office of postmaster at the date of his appointment by the college of electors.

Fourth. That Amos Aldrich, who received the highest vote at the election on the 7th day of November, 1876, next to that cast for said Sollace, should have been allowed to have cast one of the electoral votes of the State of Vermont.

W. H. BARNUM, Connecticut,
Senator.

E. F. POPPLETON,
J. A. McMAHON,
JACOB TURNEY, Pennsylvania.
JOHN L. VANCE, Ohio,
G. G. DIBRELL, Tennessee,
FRANK H. HURD,
A. T. WALLING, Ohio,
WM. TERRY,

Representatives.

Also by Mr. Early F. Poppleton, a representative from the State of Ohio, the following, viz :

The undersigned Senator and members object to the Return No. 1 from the State of Vermont on the ground following, to wit:

I. That Henry S. Sollace, who is certified to have been elected on the 7th day of November, 1876, was at that day, and for a long time before had been, a postmaster of the United States, and therefore held an office of trust and profit under the United States, and could not be constitutionally appointed an elector of said State under the Constitution of the United States.

II. That the law of Vermont did not authorize the election of said Sollace to fill the vacancy alleged to have been the result of the absence of said Sollace from the college of electors.

III. It does not appear that said Sollace had resigned the office of postmaster at the date of his appointment to the college of electors, which fact is proper to be inquired of by the commission established by law.

IV. It is proper for the said commission to inquire and report whether Amos Aldrich, who received the highest number of votes at the election on the 7th day of November, 1876, next to that cast for said Sollace, and who is certified as an elector by Certificate No. 2, is not the duly appointed elector for the State of Vermont.

W. H. BARNUM, of Connecticut,
Senator.

EARLY F. POPPLETON, of Ohio,
JOHN A. McMAHON, of Pennsylvania,
JACOB TURNEY, of Pennsylvania,
JOHN L. VANCE, of Ohio,
GEORGE G. DIBRELL, of Tennessee,
FRANK H. HURD, of Ohio,
ANSEL T. WALLING, of Ohio,
WILLIAM TERRY, of Virginia,

Representatives.

The said objections having been read,

The presiding officer having asked for further objections to the said certificates, and none being presented, announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon

The Senate, at 7 o'clock and 10 minutes p. m., withdrew to their chamber.

Whereupon

The House resumed its session.

And then,

In accordance with its previous order, the House took a recess until 10 o'clock a. m. to-morrow, (Thursday, March 1.)

AFTER THE RECESS.

Thursday, March 1, 1877—10 o'clock a. m.

By unanimous consent, leave was given to withdraw from the files of the House papers in the following cases, viz :

To Mr. DeBolt, in the case of Frank M. Lewis, of Wisconsin.

To Mr. Goodin, in the case of A. H. Von Luettwitz, Third United States Cavalry.

To Mr. Lane, in the case of the heirs of C. M. Lockwood.

To Mr. O'Brien, in the case of Baltimore City, for outlay in 1863.

To Mr. McMahon, in the case of Michael Mack.

Mr. Kelley, by unanimous consent, introduced a joint resolution (H. Res. 193) authorizing the publication of the report of the board on behalf of United States Executive Departments at the International Exhibition of 1876; which was read twice, referred to the Committee on Printing, and ordered to be printed.

Mr. John L. Vance, by unanimous consent, submitted the following resolution; which was referred to the Committee on Accounts, viz:

Resolved, That the Clerk of the House be directed to pay Henry Lewis \$120 out of the contingent fund of the House for services in the Doorkeeper's department during the months of January and February, 1877.

Mr. John L. Vance, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, directed to pay to the pages of the House their salaries for the entire month of March out of the contingent fund of the House.

Mr. Ballou, by unanimous consent, from the Committee on Printing, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved by the House of Representatives, (the Senate concurring,) That of the reports of the United States Commissioner of Fish and Fisheries for the years 1873-'74 and 1874-'75, in one volume, there be printed from the stereotype-plates 5,000 copies; of which 3,000 shall be for the use of the House of Representatives, 1,000 for the Senate, and 1,000 for the Commissioner of Fish and Fisheries.

Mr. Ballou also, by unanimous consent, from the same committee, to which was referred the following resolution of the Senate, reported the same without amendment; which was read, considered, and agreed to, viz:

Resolved by the Senate, (the House of Representatives concurring,) That there be printed 4,500 extra copies of the report of the Commissioner of Fish and Fisheries for the years 1875 and 1876; of which 1,000 shall be for the use of the Senate, 2,500 for the use of the House of Representatives, and 1,000 for the use of the Commissioner of Fish and Fisheries.

Mr. Bradley, by unanimous consent, presented a joint resolution of the legislature of Michigan, asking for an appropriation to construct a lighthouse on the point of Little Traverse Harbor, Michigan; which was referred to the Committee on Commerce and ordered to be printed in the Record.

Mr. Wigginton, by unanimous consent, introduced a bill (H. R. 4694) to remove the political disabilities of Henry B. Davidson, of California; which was read twice, engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

By unanimous consent, bills of the Senate of the following titles were taken from the Speaker's table, read three times, and passed, (two-thirds voting therefor in each case,) viz:

S. 1203. An act to remove the political disabilities of M. L. Bonham, of South Carolina.

S. 1285. An act to remove the political disabilities of J. L. M. Curry, of Virginia.

S. 1136. An act to remove the political disabilities of Wade H. Gibbes, of South Carolina.

S. 915. An act to remove the political disabilities of D. H. Hill, of North Carolina.

S. 1096. An act to remove the political disabilities of R. C. Gatlin, of Arkansas.

S. 1272. An act to remove the political disabilities of William Butler, of South Carolina.

S. 1273. An act to remove the political disabilities of William R. Jones, of Texas.

S. 1274. An act to remove the political disabilities of S. P. Moore, doctor of medicine, a citizen of Virginia.

S. 1276. An act to remove the political disabilities of W. F. Carrington, of Virginia.

S. 1277. An act to remove the political disabilities of Catesby Ap R. Jones, of Alabama.

S. 1278. An act to remove the political disabilities of John S. Marmaduke.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, bills of the House of the following titles, with amendments of the Senate thereto, were taken from the Speaker's table and the said amendments concurred in, (two-thirds voting in favor thereof:)

H. R. 3636. An act to remove the political disabilities of Richard S. Kinney and William R. Jones.

H. R. 3791. An act to remove the legal and political disabilities of William A. Webb, of Virginia.

H. R. 3730. An act to remove the political disabilities of John D. Simms and Samuel V. Turner, of Virginia.

H. R. 3260. An act to remove the disabilities of Lawrence S. Baker, of Tarborough, North Carolina.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Singleton, by unanimous consent, from the Committee on Printing, to which was referred the following concurrent resolution, with amendments of the Senate, reported the same, viz:

Resolved by the House of Representatives, (the Senate concurring,) That 10,500 copies of the report of the Smithsonian Institution for the year 1876 be printed; 1,000 copies of which shall be for the use of the Senate. 2,000 of which shall be for the use of the House of Representatives, and 7,500 for the use of the Smithsonian Institution: *Provided*, That the aggregate number of pages shall not exceed five hundred, and that there be no illustrations except those furnished by the Smithsonian Institution.

The amendments of the Senate are as follows, viz:

In line 6 strike out the word "two" and insert *three*; so that it will read "\$3,000" instead of "\$2,000."

In line 8 strike out the word "seven" and insert *six*; so that it will read "\$6,000" instead of "\$7,000."

The House having proceeded to the consideration of the said resolution and amendments, the same were agreed to; and the resolution, as amended, was adopted.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Fernando Wood was recognized to submit a resolution.

Pending which,

Mr. Walling moved a call of the House.

After debate,

The question was put,

And it was decided in the negative, { Yeas 68
 { Nays 169
 { Not voting 53

The yeas and nays being desired by one-fifth of the members present,
 Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Jacob P. Cowan	Mr. J. Proctor Knott	Mr. William E. Smith
John H. Bagley, jr.	Joseph J. Davis	Lafayette Lane	William A. J. Sparks
Henry B. Banning	George G. Dibrell	John K. Luttrell	William M. Springer
Jos. C. S. Blackburn	Beverly B. Douglas	John A. McMahon	William H. Stanton
Andrew R. Boone	Charles J. Faulkner	Edwin E. Meade	William S. Stenger
Taul Bradford	Jesse J. Finley	Roger Q. Mills	William H. Stone
John M. Bright	William H. Forney	Hernando D. Money	William Terry
George C. Cabell	Benjamin J. Franklin	William R. Morrison	Charles P. Thompson
John H. Caldwell	Benoni S. Fuller	William Mutchler	Jaob Turney
William P. Caldwell	John M. Glover	William J. O'Brien	John L. Vance
Nathan T. Carr	Andrew H. Hamilton	John F. Phillips	Robert B. Vance
Bernard G. Caulfield	Henry R. Harris	Earley F. Poppleton	Alfred M. Waddell
John B. Clarke	William Hartzell	Haywood Y. Riddle	William Walsh
John B. Clark, jr.	Eli J. Henkle	Charles B. Roberts	W. C. Whitthorne
Heister Clymer	Andrew Humphreys	Miles Ross	Peter D. Wigginton
Alex. G. Cochrane	Frank H. Hurd	Alfred M. Scales	Jere N. Williams
Francis D. Collins	Thomas L. Jones	James Sheakley	Benjamin Wilson.
Philip Cook			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. William H. Felton	Mr. George M. Landers	Mr. Milton Saylor
Lucien L. Ainsworth	Edwin Flye	Elbridge G. Lapham	Gustave Schleicher
John C. Bagby	Greenbury L. Fort	William Lawrence	Julius H. Seelye
George A. Bagley	Charles Foster	E. W. Leavenworth	Otho R. Singleton
John H. Baker	Chapman Freeman	J. V. Le Moyne	C. H. Sinnickson
William H. Baker	William P. Frye	William M. Levy	Robert Smalls
Latimer W. Ballou	James A. Garfield	Scott Lord	A. Herr Smith
Nathaniel P. Banks	Lucien C. Gause	John R. Lynch	Horace B. Strait
James B. Belford	John Goode, jr.	Henry S. Magoon	Adlai E. Stevenson
Samuel N. Bell	John R. Goodin	C. D. MacDougall	William H. H. Stowell
Henry W. Blair	Thomas M. Gunter	George W. McCrary	John K. Tarbox
Richard P. Blaud	Eugene Hale	James W. McMill	Frederick H. Teese
James H. Blount	John Hancock	Samuel F. Miller	Jacob M. Thornburgh
Nathan B. Bradley	Jere Haralson	James Monroe	J. W. Throckmorton
John Young Brown	Aug. A. Hardenbergh	Charles H. Morgan	Martin I. Townsend
William R. Brown	Benjamin W. Harris	Charles E. Nash	Washington Townsend
Aylett H. Buckner	John T. Harris	Lawrence T. Neal	John Q. Tufts
Horatio C. Burchard	Carter H. Harrison	Jeptha D. New	Nelson H. Van Vorhes
Samuel D. Burchard	Julian Hartridge	Nelson I. Norton	John T. Wait
John H. Burleigh	Robert A. Hatcher	Addison Oliver	Charles C. B. Walker
Charles W. Buttz	Henry H. Hathorn	Charles O. Neill	Gilbert C. Walker
Alexander Campbell	William S. Haymond	John B. Packer	Alexander S. Wallace
Milton A. Candler	George W. Hendee	James Phelps	John W. Wallace
Joseph G. Cannon	Thomas J. Henderson	William A. Phillips	Ansel T. Walling
Thomas J. Cason	Abram S. Hewitt	Henry L. Pierce	G. Wiley Wells
Simeon B. Chittenden	George F. Hoar	Harris M. Plaisted	John D. White
Omar D. Conger	Solomon L. Hoge	Thomas C. Platt	John O. Whitehouse
William W. Crapo	William S. Holman	Allen Potter	Richard H. Whiting
Lorenzo Crounse	James H. Hopkins	Joseph Powell	Scott Wike
David B. Culbertson	George G. Hoskins	Henry O. Pratt	George Willard
Augustus W. Cutler	John F. House	Joseph H. Rainey	Andrew Williams
Lorenzo Danford	Jay A. Hubbell	David Rea	Alpheus S. Williams
Chester B. Darrall	Morton C. Hunter	John H. Reagan	Charles G. Williams
John M. Davy	Stephen A. Hurlbut	John Reilly	James Williams
Rezin A. DeBolt	John A. Hyman	James B. Reilly	William B. Williams
Dudley C. Denison	George A. Jenks	John Robbins	Benjamin A. Willis
Samuel A. Dobbins	Charles H. Joyce	William M. Robbins	William W. Wilshire
Mark H. Dunnell	John A. Kasson	Milton S. Robinson	James Wilson
Milton J. Durham	Edward C. Kehr	Sobieski Ross	Alan Wood, jr.
Benjamin T. Eames	William D. Kelley	Jeremiah M. Ruak	Fernando Wood
John R. Eden	Alanson M. Kimball	Ezekiel S. Sampson	L. D. Woodworth
Albert G. Egbert	Lucius Q. C. Lamar	John S. Savage	Jesse J. Yeates.
James L. Evans			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Randall L. Gibson	Mr. Levi Maish	Mr. Alex. H. Stephens
William B. Anderson	Robert Hamilton	William McFarland	Thomas Swann
John D. C. Atkins	Charles Hays	Henry B. Metcalfe	Philip F. Thomas
Lyman K. Bass	Goldsmith W. Hewitt	Charles W. Milliken	John R. Tucker
George M. Beebe	Benjamin H. Hill	N. Holmes Odell	Henry Waldron
Archibald M. Bliss	Charles E. Hooker	Horace F. Page	Eljah Ward
Lucien B. Caswell	Eppe Hunton	Henry B. Payne	Levi Warner
George W. Cate	Frank Jones	William A. Piper	William W. Warren
Chester W. Chapin	William S. King	William J. Purman	Henry Watterson
Samuel S. Cox	Franklin Landers	Americus V. Rice	Erastus Wells
George H. Durand	Burwell B. Lewis	John G. Schumaker	William A. Wheeler
E. John Ellis	William P. Lynde	William F. Simons	William Woodburn
David Dudley Field	L. A. Mackey	Milton I. Stoward	Casey Young.

So the House refused a call of the House.

Mr. Walling moved a reconsideration of the vote by which a call of the House was refused.

Pending which,

Mr. Hale moved that the motion to reconsider be laid on the table.
The question being put,

It was decided in the affirmative, { Yeas..... 173
Nays..... 66
Not voting..... 51

The yeas and nays being desired by one-fifth of the members present.
Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Albert G. Egbert	Mr. Lucius Q. C. Lamar	Mr. Milton Sayler
Lucien L. Ainsworth	E. John Ellis	George M. Landers	Gustave Seibel
Thomas S. Ashe	James L. Evans	Elbridge G. Lapham	Julius H. Seelye
John C. Bagby	Charles J. Faulkner	William Lawrence	Otho R. Singleton
George A. Bagley	William H. Felton	E. W. Leavenworth	C. H. Sinnickson
John H. Baker	Edwin Fiye	J. V. Le Moine	Robert Smalls
William H. Baker	Greenbury L. Fort	William M. Levy	Horace H. Strait
Latimer W. Ballou	Chapman Freeman	Scott Lord	Adlai E. Stevenson
Nathaniel P. Banks	William P. Frye	John R. Lynch	William H. H. Snow
George M. Beebe	Lucien C. Gause	Henry S. Magoon	John K. Tarter
James B. Belford	John R. Goodin	C. D. MacDougall	Frederick H. Tappan
Samuel N. Bell	Thomas M. Gunter	George W. McCrary	Jacob M. Thompson
Henry W. Blair	Eugene Hale	James W. McDill	J. W. Throckmorton
Richard P. Bland	Robert Hamilton	Samuel F. Miller	Martin I. Townsend
Nathan B. Bradley	John Hancock	James Monroe	Washington Townsend
John Young Brown	Jere Haralson	Charles H. Morgan	John R. Tucker
William R. Brown	Aug. A. Hardenbergh	Charles E. Nash	John Q. Tufts
Horatio C. Burchard	Benjamin W. Harris	Lawrence T. Neal	Nelson H. Van Vleet
Samuel D. Burchard	John T. Harris	Jepttha D. New	Robert E. Vance
John H. Burleigh	Carter H. Hamison	Nelson I. Norton	John T. Wait
Charles W. Buttz	Julian Hartridge	Addison Oliver	Charles C. Walker
Alexander Campbell	William Hartzell	Charles O'Neill	Gilbert C. Walker
Milton A. Candler	Robert A. Hatcher	John B. Packer	Alexander S. Walker
Joseph G. Cannon	Henry H. Hathorn	Horace F. Page	John W. Wallace
Thomas J. Cason	William S. Haymond	James Phelps	William W. Warren
Lucien B. Caswell	George W. Hendee	William A. Phillips	Erasmus Wells
Chester W. Chapin	Thomas J. Henderson	Henry L. Pierce	G. Wiley Wells
Simeon B. Chittenden	Abram S. Hewitt	Harris M. Plaisted	John D. White
Omar D. Conger	Benjamin H. Hill	Thomas C. Platt	John O. Whiteless
William W. Crapo	George F. Hoar	Allen Potter	Richard H. White
Lorenzo Crounse	Solomon L. Hoge	Joseph Powell	George Willard
Augustus W. Cutler	James H. Hopkins	Joseph H. Rainey	Alpheus S. Williams
Lorenzo Danford	George G. Hoskins	David Rea	Charles G. Williams
Chester B. Darrall	John F. House	John H. Reagan	James Williams
Joseph J. Davis	Jay A. Hubbell	John Reilly	William B. Williams
John M. Davy	Stephen A. Hurlbut	James B. Reilly	Benjamin A. Williams
Rezin A. DeBolt	John A. Hyman	John Robbins	William W. Williams
Dudley C. Denison	George A. Jenks	William M. Robbins	Benjamin Williams
Samuel A. Dobbins	Charles H. Joyce	Milton S. Robinson	James Wilson
Beverly B. Douglas	John A. Kasson	Sobieski Ross	Alan Wood, jr.
Mark H. Dunnell	Edward C. Kehr	Jeremiah M. Rusk	Fernando Wood
Milton J. Durham	William D. Kelley	Ezekiel S. Sampson	L. D. Woodworth
Benjamin T. Eames	Alanson M. Kimball	John S. Savage	Jesse J. Yeates
John R. Eden			

Those who voted in the negative are—

Mr. John H. Bagley, jr.	Mr. William H. Forney	Mr. John A. McMahon	Mr. William E. Smith
Henry B. Banning	Charles Foster	Edwin R. Meade	Milton I. Southard
Jos. C. S. Blackburn	Benjamin J. Franklin	Roger Q. Mills	William A. J. Spauld
Andrew R. Boone	Benoni S. Fuller	Hernando D. Money	William M. Sprague
Tam Bradford	John Goode, jr.	William Mutchler	William H. Starnes
John M. Bright	Andrew H. Hamilton	William J. O'Brien	William S. Stearns
John H. Caldwell	Henry R. Harris	N. Holmes Odell	William H. Stone
William P. Caldwell	Ell J. Henkle	John F. Phillips	William Terry
Nathan T. Carr	Charles E. Hooker	Earley F. Poppleton	Charles P. Thompson
John B. Clarke	Andrew Humphreys	Americus V. Rice	Jacob Turney
John B. Clark, jr.	Frank H. Hurd	Haywood Y. Riddle	John L. Vance
Alex. G. Cochrane	Thomas L. Jones	Charles B. Roberts	Alfred M. Walker
Philip Cook	J. Proctor Knott	Miles Ross	Ansel T. Wallis
Jacob P. Cowan	Lafayette Lane	Alfred M. Scales	William Walsh
Samuel S. Cox	William P. Lynde	James Sheakley	W. C. Whitbeck
George G. Dibrell	L. A. Mackey	William F. Siemons	Peter D. Wiggin
Jesse J. Finley	Levi Maish		

Those not voting are—

Mr. Josiah G. Abbott	Mr. James H. Blount	Mr. Hester Clymer	Mr. James A. Garfield
William B. Anderson	Aylett H. Buckner	Francis D. Collins	Randall L. Gibson
John D. C. Atkins	George C. Cabell	David B. Culbertson	John M. Glover
Lyman K. Bass	George W. Cate	George H. Durand	Charles Hays
Archibald M. Bliss	Bernard G. Caulfield	David Dudley Field	Goldsmith W. Heath

Mr. William S. Holman	Mr. William McFarland	Mr. John G. Schumaker	Mr. Henry Watterson
Morton C. Hunter	Henry B. Metcalfe	A. Herr Smith	William A. Wheeler
Eppa Hunton	Charles W. Milliken	Alex. H. Stephens	Scott Wike
Frank Jones	William R. Morrison	Thomas Swann	Andrew Williams
William S. King	Henry B. Payne	Phillip F. Thomas	Jere N. Williams
Franklin Landers	William A. Piper	Henry Waldron	William Woodburn
Burwell B. Lewis	Henry O. Pratt	Elijah Ward	Casey Young.
John K. Luttrell	William J. Purman	Levi Warner	

So the motion to reconsider was laid on the table, and the House refused to reconsider the vote by which it refused to order a call of the House.

A message from the Senate, by Mr. Gorham, their Secretary:

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the Senate have determined that the vote of Henry N. Sollace as elector of the State of Vermont should be counted with the other four votes of that State, the objections to the contrary notwithstanding; and that the Senate is now ready to meet the House to proceed with the count of the electoral vote for President and Vice-President.

Mr. Fernando Wood submitted the following resolution, viz:

Resolved, That the vote of Henry N. Sollace, claiming to be an elector from the State of Vermont, be not counted;

When,

Mr. Poppleton claimed the floor as the objector in the joint meeting to the vote of Henry N. Sollace as an elector from the State of Vermont.

Mr. Caulfield claimed the floor upon a question of high privilege.

The Speaker declined to entertain the motion of Mr. Caulfield at this time, on the ground that but one question of privilege can be pending at a time.

Mr. Poppleton thereupon submitted the following, viz:

Whereas at a joint meeting of the two houses on the 28th day of February, 1877, a sealed package, addressed to the President of the Senate, purporting to contain the electoral vote of the State of Vermont, was delivered to the said President of the Senate by Mr. Hewitt, a member of this House, who then stated that he received it by express about the middle of December last, and with it a letter notifying him that a similar package had been forwarded by mail to the President of the Senate; and said Hewitt being informed by the said President that no package had been received corresponding thereto; that he, Mr. Hewitt, had previously to said joint meeting tendered said package to said President of the Senate, who declined to receive the same, and which statement was not denied; and

Whereas it also appeared by a telegram from the clerk of the district court of the United States for the district of Vermont that a duplicate of said return was deposited in that office on the 13th day of December, 1876; and

Whereas objections were made pursuant to law to the certificate purporting to be the electoral vote of Vermont which had been opened by the President of the Senate in the presence of the two houses, and said package was in terms made a part of said objection, and still remains unopened, and said objection cannot be considered until said package is opened according to law; and

Whereas the said return then tendered to said President of the Senate in the presence of the two houses was retained by him or by the Secretary of the Senate, and the said President of the Senate refused to open said sealed package in the presence of the two houses: Therefore,

Resolved by the House of Representatives, That the refusal of the President of the Senate to open, in the presence of the Senate and House of Representatives, said sealed package purporting to be the electoral

vote of the State of Vermont was a violation of law and of the privileges of this House, and that until said package shall be opened pursuant to law in the presence of the two houses of Congress, the counting of the votes cannot further proceed according to the Constitution and law now in existence for the counting of said electoral votes for President and Vice-President of the United States.

Resolved further, That the Clerk of this House inform the Senate of the adoption of the foregoing preamble and resolution, and request the Senate to meet this House in joint session, to the end that said package purporting to be a certificate of the electoral vote of Vermont be opened by the President of the Senate and that the proceedings thereafter be held according to law;

When,

The hour of 12 o'clock m. having arrived, the Speaker announced the commencement of the legislative day of Thursday, March 1, 1877.

THURSDAY, MARCH 1, 1877.

The reading of the journal of yesterday's proceedings having been commenced, omitting as usual the resolutions and reports in full,

Mr. Springer made the point of order that business could not be proceeded with until the journal of yesterday had been read in full and approved.

The Speaker overruled the point of order, on the ground that it could not be made until after the reading of the same had been concluded, when it was subject to correction; and also on the ground that the reading of the journal could be dispensed with by unanimous consent or by a suspension of the rules.

After the reading of the journal, as far as prepared, had been concluded,

Mr. Springer moved to amend by inserting after the word "reports" in the following entry, viz: "Mr. Piper, by unanimous consent, from the Joint Select Committee to Investigate the Subject of Chinese Immigration, submitted reports in writing; which were ordered to be printed in the Record," *the said reports in full*;

Pending which,

Mr. Fernando Wood moved to suspend rule 1 requiring the reading of the journal;

And the question being put,

It was decided in the affirmative,	{	Yeas	155
		Nays	85
		Not voting	30

(two-thirds voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr.-Charles H. Adams
John C. Bagby
George A. Bagley
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
James B. Belford
Samuel N. Bell
Henry W. Blair
Richard P. Bland
James H. Blount
Nathan B. Bradley
John Young Brown
William R. Brown

Mr. Horatio C. Burchard
John H. Burleigh
Charles W. Buttz
Alexander Campbell
Milton A. Candler
Joseph G. Cannon
Thomas J. Cason
Lucien B. Caswell
Simoon B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Crounse
David B. Culberson
Augustus W. Cutler
Lorenzo Danford

Mr. Chester B. Darrall
John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell
Milton J. Durham
Benjamin T. Eames
John R. Eden
Albert G. Egbert
E. John Ellis
James L. Evans
Charles J. Faulkner
William H. Felton
Edwin Flye
Greenbury L. Fort

Mr. Charles Foster
Chapman Freeman
William P. Frye
James A. Garfield
Randall L. Gibbons
John Goode, jr.
John E. Goodin
Thomas M. Gustaf
Eugene Hale
John Hancock
Jere Haralson
Aug. A. Hardenberg
Benjamin W. Harris
John T. Harris
Carter H. Harris

Mr. Julian Hartridge	Mr. E. W. Leavenworth	Mr. Joseph H. Rainey	Mr. John Q. Tufts
William Hartsell	William M. Levy	David Rea	Nelson H. Van Vorhes
Robert A. Hatcher	Scott Lord	John H. Reagan	John T. Wait
Henry H. Hathorn	John R. Lynch	John Reilly	Charles C. B. Walker
William S. Haymond	Henry S. Magoon	James B. Keilly	Alexander S. Wallace
Charles Hays	C. D. MacDougall	John Robbins	John W. Wallace
George W. Hendee	George W. McCrary	Milton S. Robinson	Levi Warner
Thomas J. Henderson	James W. McDill	Sobiecki Ross	William W. Warren
Abram S. Hewitt	Samuel F. Miller	Jeremiah M. Rusk	Henry Watterson
Benjamin H. Hill	James Monroe	Ezekiel S. Sampson	Erastus Wells
George F. Hoar	Charles H. Morgan	Milton Sayler	G. Wiley Wells
Solomon L. Hoge	Charles E. Nash	Gustave Schleicher	John D. White
James H. Hopkins	Lawrence T. Neal	Julius H. Seelye	John O. Whitehouse
George G. Hoskins	Jeptha D. New	Otho K. Singleton	Richard H. Whiting
John F. House	Nelson I. Norton	C. H. Slinnicksen	George Willard
Jay A. Hubbell	N. Holmes Odell	Robert Smalls	Andrew Williams
Morton C. Hunter	Addison Oliver	A. Herr Smith	Alpheus S. Williams
Stephen A. Hurlbut	Charles O'Neill	Horace B. Straitt	Charles G. Williams
John A. Hyman	John B. Packer	Adlai E. Stevenson	James Williams
George A. Jenks	Horace F. Page	William H. H. Stowell	James B. Williams
Charles H. Joyce	Henry B. Payne	Thomas Swann	Benjamin A. Willis
John A. Kasson	James Phelps	John K. Tarbox	James Wilson
Edward C. Kehr	William A. Phillips	Frederick H. Teese	Alan Wood, Jr.
William D. Kelley	Henry L. Pierce	Philip F. Thomas	Fernando Wood
Alanson M. Kimball	Harris M. Plaisted	Jacob M. Thornburgh	William Woodburn
Lucius Q. C. Lamar	Thomas C. Platt	J. W. Throckmorton	L. D. Woodworth
George M. Landers	Allen Potter	Martin I. Townsend	Jesse J. Yeates
Elbridge G. Lapham	Joseph Powell	Washington Townsend	Casey Young.
William Lawrence	Henry O. Pratt	John R. Tucker	

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Francis D. Collins	Mr. William P. Lynde	Mr. William F. Siemons
Thomas S. Ashe	Phillip Cook	L. A. Mackey	William E. Smith
John D. C. Atkins	Jacob P. Cowan	Levi Maish	Milton I. Southard
John H. Bagley, Jr.	Samuel S. Cox	John A. McMahon	William A. J. Sparks
Henry B. Banning	Joseph J. Davis	Edwin R. Meade	William M. Springer
George M. Beebe	Rezin A. DeBolt	Roger Q. Mills	William H. Stanton
Jos. C. S. Blackburn	George G. Dibrell	Hernando D. Money	William S. Stenger
Archibald M. Bliss	Beverly B. Douglas	William R. Morrison	William H. Stone
Andrew R. Boone	Jesse J. Finley	William Mutchler	William Terry
Taul Bradford	William H. Forney	William J. O'Brien	Charles P. Thompson
John M. Bright	Benjamin J. Franklin	John F. Phillips	Jacob Turney
Aylett H. Buckner	Benoni S. Fuller	Earley F. Poppleton	John L. Vance
Samuel D. Burchard	Andrew H. Hamilton	Americus V. Rice	Robert B. Vance
George C. Cabell	Henry R. Harris	Haywood Y. Riddle	Alfred M. Waddell
John H. Caldwell	Ell J. Henkle	William M. Robbins	Ansel T. Walling
William P. Caldwell	Charles E. Hooker	Charles B. Roberts	William Walsh
Nathan T. Carr	Andrew Humphreys	Miles Ross	W. C. Whitthorne
George W. Cate	Frank H. Hurd	John S. Savage	Peter D. Wigginton
Bernard G. Caulfield	Thomas L. Jones	Alfred M. Scales	Scott Wike
John B. Clarke	J. Proctor Knott	John G. Schumaker	Jere N. Williams
John B. Clark, Jr.	Lafayette Lane	James Sheakley	Benjamin Wilson.
Alex. G. Cochran			

Those not voting are—

Mr. Josiah G. Abbott	Mr. John M. Glover	Mr. J. V. Le Moyné	Mr. William J. Pnrmann
William B. Anderson	Robert Hamilton	Burwell B. Lewis	Alex. H. Stephens
Lyman K. Bass	Goldsmith W. Hewitt	John K. Luttrell	Henry Waldron
Chester W. Chapin	William S. Holman	William McFarland	Gilbert C. Walker
Hiester Clymer	Eppa Hunton	Henry B. Metcalfe	Elijah Ward
George H. Durand	Frank Jones	Charles W. Milliken	William A. Wheeler
David Dudley Field	William S. King	William A. Piper	William W. Wilshire.
Lucien C. Gause	Franklin Landers		

So the motion was agreed to.

The said rule was suspended, and the further reading of the journal was dispensed with.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. Boone: The petition of C. Brim and 53 other citizens of Cal-laway County, Kentucky, for cheap telegraphy;

By Mr. Eden: The petition of James T. Davis and others, of Shelby County, Illinois, of similar import;

By Mr. Luttrell: The petition of E. M. Hiatt and other citizens of California, of similar import;

By Mr. Norton: The petition of citizens of Cattaraugus County, New York, of similar import;

to the Committee on the Post-Office and Post-Roads.

By Mr. Phelps: The petition of S. Hine and 77 others, of Haddam, Connecticut, for the passage of an act prohibiting the sale of intoxicating liquors in the District of Columbia and the Territories except by a majority-vote in favor thereof by the legal voters and women over eighteen years of age residing therein, to the Committee for the District of Columbia.

By Mr. James B. Reilly: The petition of citizens of Pottsville, Pennsylvania, that aid be extended to persons who will locate and settle on public lands, to the Committee on the Public Lands.

Also, the petition of citizens of Schuylkill County, Pennsylvania, for the repeal of the bank-tax laws, to the Committee on Banking and Currency.

By Mr. William M. Robbins: Resolution of the legislature of North Carolina, favoring the construction of a Southern Pacific Railroad, to the Committee on the Pacific Railroad.

Also, the petition of Matilda J. Babbitt, to have refunded to her certain license-taxes illegally collected from her by United States revenue officers, to the Committee of Claims.

By Mr. Stevenson: The petition of A. G. Danforth and other citizens of Tazewell County, Illinois, for the repeal of the bank-tax laws, to the Committee of Ways and Means.

By Mr. Robert B. Vance: Resolutions of the legislature of North Carolina, favoring the construction of a Southern Pacific Railroad, to the Committee on the Pacific Railroad.

Also, resolutions of the legislature of North Carolina, that Congress take such action as will secure the just and fair adjustment of the affairs of the Freedman's Savings-Bank, to the Committee on the Freedman's Bank.

By Mr. Thompson: The petition of James C. McKee, that the consummation of the crime against the country by the action of the Electoral Commission may be prevented by using all legal means, to the Committee on the Judiciary.

By Mr. Waddell: Resolutions of the legislature of North Carolina, favoring the construction of a Southern Pacific Railroad, to the Committee on the Pacific Railroad.

By Mr. Waldron: Joint resolution of the legislature of Michigan, for an appropriation to construct a light-house on the point of Little Traverse Harbor, Michigan;

By Mr. William B. Williams: Joint resolution of the legislature of Michigan, of similar import; to the Committee on Commerce.

The House then resumed the consideration of the objections to the counting of the vote of Henry N. Sollace as an elector from the State of Vermont.

Mr. Fernando Wood made the point of order that the paper submitted by Mr. Poppleton was not in order under the first section of the electoral act.

The Speaker held that, while in his opinion a grave mistake and wrong had been committed in the joint meeting of the two houses yesterday, by the refusal of the presiding officer to receive, even for opening and reading for information, a package which had all the surroundings of an authentic and duly-attested paper in relation to an electoral vote from the State of Vermont, he was also of opinion that there was no power in the House to review the decision of the presiding officer of the joint meeting. The Speaker further stated that he was, however, of opinion that so much of the paper submitted by Mr. Poppleton as

requests the return of certain papers from the Senate, alleged in the preamble to have been taken away in an undue manner, was in order.

Whereupon,

Mr. Poppleton modified his resolution in accordance with the foregoing decision of the Chair.

Mr. Fernando Wood submitted the following amendment to the said resolution, as modified by Mr. Poppleton, viz:

Ordered, That the vote of Henry N. Sollace, claiming to be an elector from the State of Vermont, be not counted.

Pending which,

Mr. Knott submitted the following resolution as an amendment in the nature of a substitute for the modified resolution submitted by Mr. Poppleton, viz:

Resolved, That this House require that the package tendered by the member from New York [Mr. Hewitt] to the President of the Senate in the presence of the two houses on yesterday, and purporting to be a certificate of the electoral vote for the President and Vice-President of the United States in the State of Vermont, shall be opened by the President of the Senate in the presence of the two houses, and if found to be such a certificate, the same shall be submitted, together with the certificate read in the presence of the two houses, to the Electoral Commission for its judgment and decision, and that the Senate be requested to make a like order, requiring the President of the Senate to open said package in the presence of the two houses; and until such order be made the House will not be ready to meet the Senate to proceed with the count of the electoral vote;

When

Mr. Poppleton accepted the said amendment.

The Speaker then decided that the two hours' debate authorized by the electoral law would now commence.

Mr. Caulfield appealed from this decision of the Chair.

The Speaker declined to entertain the appeal.

After some confusion, debate was commenced on the resolution submitted by Mr. Knott and accepted by Mr. Poppleton.

After two hours' debate thereon,

The question was put,

Will the House agree to the said resolution?

And it was decided in the negative,	{	Yeas.....	116
		Nays.....	148
		Not voting.....	26

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Francis D. Collins	Mr. John T. Harris	Mr. Roger Q. Mills
Thomas S. Ashe	Philip Cook	Carter H. Harrison	Hernando D. Money
John D. C. Atkins	Jacob P. Cowan	Julian Hartridge	William R. Morrison
John C. Bagby	Samuel S. Cox	William Hartzell	William Mutchler
John H. Bagley, jr.	David B. Culberson	Robert A. Hatcher	William J. O'Brien
Henry B. Banning	Joseph J. Davis	Ell J. Henkle	N. Holmes Odell
George M. Beebe	Rezin A. DeBolt	William S. Holman	John F. Phillips
Jos. C. S. Blackburn	George G. Dibrell	John F. House	Earley F. Poppleton
Richard P. Bland	Beverly B. Douglas	Andrew Humphreys	James B. Reilly
Archibald M. Bliss	John R. Eden	Frank H. Hurd	Americus V. Rice
James H. Blount	E. John Ellis	George A. Jenks	Haywood Y. Riddle
Andrew R. Boone	Charles J. Faulkner	Frank Jones	John Robbins
Tam Bradford	David Dudley Field	Thomas L. Jones	William M. Robbins
John M. Bright	Jesse J. Finley	J. Proctor Knott	Charles B. Roberts
Aylett H. Buckner	William H. Forney	Franklin Landers	Miles Ross
Samuel D. Burchard	Benjamin J. Franklin	Lafayette Lane	John S. Savage
Nathan T. Carr	Benoni S. Fuller	John K. Luttrell	Milton Saylor
George W. Cate	John M. Glover	William P. Lynde	Alfred M. Scales
Bernard G. Caulfield	John Goode, jr.	L. A. Mackey	John G. Schumaker
Chester W. Chapin	Andrew H. Hamilton	Levi Malsh	James Sheakley
John B. Clarke	Robert Hamilton	William McFarland	William F. Slemmons
John B. Clark, jr.	Aug. A. Hardenbergh	John A. McMahon	William E. Smith
Alex. G. Cochraue	Henry R. Harris	Edwin R. Meade	Milton I. Southard

Mr. William A. J. Sparks
William M. Springer
William H. Stanton
William S. Stenger
William H. Stone
Frederick H. Teece

Mr. William Terry
Charles P. Thompson
Philip F. Thomas
John R. Tucker
Jacob Turney
John L. Vance

Mr. Robert B. Vance
Alfred M. Waddell
Gilbert C. Walker
Ansel T. Walling
William Walsh
Eraustus Wells

Mr. W. C. Whitborne
Peter D. Wigginton
Scott Wike
Jere N. Williams
Benjamin Wilson
Casey Young

Those who voted in the negative are—

Mr Charles H. Adams
George A. Bagley
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
James B. Belford
Samuel N. Bell
Henry W. Blair
Nathan B. Bradley
John Young Brown
William R. Brown
Horatio C. Burchard
John H. Burleigh
Charles W. Burtz
Alexander Campbell
Milton A. Candler
Joseph G. Cannon
Thomas J. Cason
Lucien E. Caswell
Simcoe B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Cronne
Augustus W. Cutler
Lorenzo Danford
Chester B. Darrall
John M. Davy
Dudley C. Denison
Samuel A. Dobbius
Mark H. Dunnell
Milton J. Durham
Benjamin T. Eames
Albert G. Egbert
James L. Evans
William H. Felton
Edwin Flye

Mr. Greenbury L. Fort
Charles Foster
Clapman Freeman
William P. Frye
James A. Garfield
Lucien C. Gause
John R. Goodin
Thomas M. Gunter
Eugene Hale
John Hancock
Jere Haralson
Benjamin W. Harris
Henry H. Hathorn
William S. Haymond
Charles Hays
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt
Benjamin H. Hill
George F. Hoar
Solomon L. Hoge
James H. Hopkins
George G. Hoskins
Jay A. Hubbell
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Charles H. Joyce
John A. Kasson
Edward C. Kehr
William D. Kelley
Alanson M. Kimball
Lucius Q. C. Lamar
George M. Landers
Elbridge G. Lapham
William Lawrence
E. W. Leavenworth

Mr. J. V. Le Moynes
Scott Lord
John R. Lynch
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Charles H. Morgan
Charles E. Nash
Lawrence T. Neal
Jephtha D. New
Nelson I. Norton
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
Henry B. Payne
James Phelps
William A. Phillips
Henry L. Pierce
Harris M. Plaisted
Thomas C. Platt
Allen Potter
Joseph Powell
Henry O. Pratt
Joseph H. Rainey
David Rea
John H. Reagan
John Reilly
Milton S. Robinson
Sobieski Ross
Jeremiah M. Rusk
Ezekiel S. Sampson
Gustave Schleicher
Julius H. Seelye

Mr. Otho R. Singleton
C. H. Siniackson
Robert Small
A. Herr Smith
Horace B. Strait
Adlai E. Stevenson
William H. B. Stone
Thomas Swann
Jacob M. Thornber
J. W. Throckmorton
Martin I. Tower
Washington Towler
John Q. Tufts
Nelson H. Van Vorst
Henry Waldron
Alexander S. Wall
John W. Wallace
Elijah Ward
Henry Watterson
G. Wiley Wells
John D. White
John O. Whitborne
Richard H. White
George Willard
Andrew Williams
Alpheus S. Williams
Charles G. Williams
James Williams
William B. Williams
Benjamin A. Wilson
William W. Wilson
James Wilson
Alan Wood, Jr.
Fernando Wood
William Woodburn
L. D. Woodworth
Jesse J. Yeates

Those not voting are—

Mr. Josiah G. Abbott
William B. Anderson
Lyman K. Bass
George C. Cabell
John H. Caldwell
William P. Caldwell
Eiester Clymer

Mr. George H. Durand
Randall L. Gibson
Goldsmith W. Hewitt
Charles E. Hooker
Eppa Hunton
William S. King
William M. Levy

Mr. Burwell B. Lewis
Henry B. Metcalfe
Charles W. Milliken
William A. Piper
William J. Purman
Alex. H. Stephens

Mr. John K. Tarbox
John T. Wait
Charles C. B. Walker
Levi Warner
William W. Warner
William A. Wheeler

So the resolution was rejected.

The question then recurred on the resolution submitted by Mr. Fernando Wood.

Pending which,

Mr. Hopkins, by unanimous consent, submitted the following amendment, viz:

Resolved, That this House requires that the package tendered by the member from New York [Mr. Hewitt] to the President of the Senate in the presence of the two houses on yesterday, and purporting to be a certificate of electoral votes for President and Vice-President of the United States in the State of Vermont, shall be opened by the President of the Senate in the presence of the two houses, and if found to be such a certificate, the same shall be submitted, together with the certificate read in the presence of the two houses, to the Electoral Commission for its judgment and decision; and that the Senate be requested to make a like order requiring the President of the Senate to open said package in the presence of the two houses.

Pending which,

Mr. Fernando Wood demanded the previous question; which was seconded and the main question ordered.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question was then put,

Will the House agree to the amendment submitted by Mr. Hopkins?

And it was decided in the negative, { Yeas 115
Nays 147
Not voting 28

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Joseph J. Davis	Mr. Frank Jones	Mr. William F. Slemmons
Thomas S. Ashe	Rezin A. DeBolt	Thomas L. Jones	William E. Smith
John D. C. Atkins	George G. Dibrell	J. Proctor Knott	Milton I. Southard
John C. Bagby	Beverly B. Douglas	Franklin Landers	William A. J. Sparks
John H. Bagley, jr.	John R. Eden	John K. Luttrell	William M. Springer
Henry B. Banning	David Dudley Field	William P. Lynde	William H. Stanton
George M. Beebe	Jesse J. Finley	L. A. Mackey	William S. Stenger
Jos. C. S. Blackburn	William H. Forney	Levi Maish	William H. Stone
Richard P. Bland	Benjamin J. Franklin	William McFarland	Frederick H. Teese
Archibald M. Bliss	Benoni S. Fuller	John A. McMahon	William Terry
James H. Blount	John M. Glover	Edwin R. Meade	Charles P. Thompson
Andrew R. Boone	John Goode, jr.	Roger Q. Mills	Philip F. Thomas
Taft Bradford	Andrew H. Hamilton	Hernando D. Money	John R. Tucker
John M. Bright	Robert Hamilton	William R. Morrison	Jacob Turney
Aylett H. Buckner	Aug. A. Hardenbergh	William Mutchler	John L. Vance
Samuel D. Burchard	Henry R. Harris	William J. O'Brien	Robert B. Vance
Nathan T. Carr	John T. Harris	N. Holmes Odell	Alfred M. Waddell
George W. Cate	Carter H. Harrison	John F. Phillips	Gilbert C. Walker
Bernard G. Caulfield	Julian Hartridge	Earley F. Poppleton	Ansel T. Walling
Chester W. Chapin	William Hartzell	David Rea	William Walsh
John B. Clarke	Robert A. Hatcher	James B. Reilly	William W. Warren
John B. Clark, jr.	Eli J. Henkle	Americus Y. Rice	Erastus Wells
Heater Clymer	William S. Holman	Haywood Y. Riddle	W. C. Whitthorne
Alex. G. Cochrane	Charles E. Hooker	William M. Robbins	Peter D. Wigginton
Francis D. Collins	James H. Hopkins	Miles Ross	Scott Wike
Philip Cook	John F. House	Milton Saylor	Jere N. Williams
Jacob P. Cowan	Andrew Humphreys	Alfred M. Scales	Benjamin Wilson
Samuel S. Cox	Frank H. Hurd	John G. Schumaker	Casey Young.
David B. Culbertson	George A. Jenks	James Sheakley	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Charles Foster	Mr. Henry S. Magoon	Mr. A. Herr Smith
George A. Bagley	Chapman Freeman	C. D. MacDougall	Horace B. Strait
John H. Baker	William F. Frye	George W. McCrary	Adlai E. Stevenson
William H. Baker	James A. Garfield	James W. McDill	William H. H. Stowell
Latimer W. Ballou	Lucien C. Gause	Samuel F. Miller	Thomas Swann
Nathaniel P. Banks	Thomas M. Gunter	James Monroe	John K. Tarbox
James B. Belford	Eugene Hale	Charles H. Morgan	Jacob M. Thornburgh
Samuel N. Bell	John Hancock	Charles E. Nash	J. W. Throckmorton
Henry W. Blair	Jere Haralson	Lawrence T. Neal	Martin I. Townsend
Nathan B. Bradley	Benjamin W. Harris	Jeptha D. New	Washington Townsend
John Young Brown	Henry H. Hathorn	Nelson I. Norton	John Q. Tufts
William R. Brown	William S. Raymond	Addison Oliver	Nelson H. Van Vorhes
Horatio C. Burchard	Charles Hays	Charles O'Neill	Henry Waldron
John H. Burleigh	George W. Hendee	John B. Packer	Charles C. B. Walker
Charles W. Buttz	Thomas J. Henderson	Horace E. Page	Alexander S. Wallace
Milton A. Candler	Abram S. Hewitt	Henry B. Payne	John W. Wallace
Joseph G. Cannon	Benjamin H. Hill	James Phelps	Elijah Ward
Thomas J. Cason	George F. Hoar	William A. Phillips	Henry Watterson
Lucien B. Caswell	Solomon L. Hoge	Henry L. Pierce	G. Wiley Wells
Simon B. Chittenden	George G. Hoskins	Harris M. Plaisted	John D. White
Omaz D. Conger	Jay A. Hubbell	Thomas C. Platt	John O. Whitehouse
William W. Crapo	Morton C. Hunter	Allen Potter	Richard H. Whiting
Lorenzo Crouse	Stephen A. Hurlbut	Joseph Powell	George Willard
Augustus W. Cutler	John A. Hyman	Henry O. Pratt	Andrew Williams
Lorenzo Danford	Charles H. Joyce	Joseph H. Rainey	Alpheus S. Williams
John M. Davy	John A. Kasson	John H. Reagan	Charles G. Williams
Samuel C. Denison	Edward C. Kehr	John Reilly	James Williams
Samuel A. Dobbins	William D. Kelley	John Robbins	William B. Williams
Mark A. Dunnell	Alanson M. Kimball	Milton S. Robinson	Benjamin A. Willis
Milton J. Durham	Lucius Q. C. Lamar	Sobiecki Ross	William W. Wilshire
Benjamin T. Kames	George M. Landers	Jeremiah M. Rusk	James Wilson
Albert G. Egbert	Lafayette Lane	Ezekiel S. Sampson	Alan Wood, jr.
E. John Ellis	Elbridge G. Lapham	Gustave Schleicher	Fernando Wood
James L. Evans	William Lawrence	Julius H. Seelye	William Woodburn
William H. Felton	E. W. Leavenworth	Otho R. Singleton	L. D. Woodworth
Edwin Flye	Scott Lord	C. H. Sinnickson	Jesse J. Yeates.
Greenbury L. Fort	John R. Lynch	Robert Smalls	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chester B. Darrall	Mr. William S. King	Mr. William J. Purman
William B. Anderson	George H. Durand	J. V. Le Moine	Charles B. Roberts
Lyman K. Bass	Charles J. Faulkner	William M. Levy	John S. Savage
George C. Cabell	Randall L. Gibson	Barwell B. Lewis	Alex. H. Stephens
John H. Caldwell	John R. Goodin	Henry B. Metcalf	John T. Wait
William P. Caldwell	Goldsmith W. Hewitt	Charles W. Milliken	Levi Warner
Alexander Campbell	Eppa Hunton	William A. Piper	William A. Wheeler.

So the amendment was rejected.

Mr. Lane moved to reconsider the vote last taken.

Mr. Fernando Wood made the point of order that, the previous question being in operation, the motion to reconsider was not in order.

Mr. Banks made the further point of order that the previous question must be exhausted before the motion to reconsider can be entertained; and, further, that it was not in order to move the reconsideration of a vote on ordering the main question when it is partly executed.

The Speaker overruled the point of order and held the motion to be in order, on the ground that in the event of an affirmative vote on a question of reconsideration it is immediately divested of the previous question, and therefore by analogy admitted the motion to reconsider.

Mr. Hale moved that the motion to reconsider be laid on the table;

And the question being put,

It was decided in the affirmative,	{	Yeas	171
		Nays	80
		Not voting	39

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Charles Foster	Mr. J. V. Le Moyne	Mr. Otho R. Singleton
Lucien L. Ainsworth	Chapman Freeman	William M. Levy	C. H. Sinnamon
John C. Bagby	William P. Frye	Scott Lord	William F. Slemmons
George A. Bagley	Lucien C. Gause	John R. Lynch	Robert Smalls
John H. Baker	John Goode, jr.	Henry S. Magoon	A. Herr Smith
William H. Baker	John R. Goodin	C. D. MacDougall	Horace B. Strait
Latimer W. Ballou	Thomas M. Gunter	George W. McCrary	Adlai E. Stevenson
Nathaniel P. Banks	Eugene Hale	James W. McDill	William H. H. Stowell
James B. Belford	Robert Hamilton	William McFarland	John K. Tarbox
Samuel N. Bell	John Hancock	Samuel F. Miller	Frederick H. Teese
Henry W. Blair	Jere Haralson	James Monroe	Philip F. Thomas
James H. Blount	Aug. A. Hardenbergh	Charles H. Morgan	Jacob M. Thornburgh
Nathan B. Bradley	Benjamin W. Harris	Charles E. Naah	J. W. Throckmorton
John Young Brown	Carter H. Harrison	Lawrence T. Neal	Martin I. Townsend
William R. Brown	Julian Hartridge	Jeptha D. New	Washington Townsend
Horatio C. Burdard	William Hartzell	Nelson I. Norton	John R. Tucker
John H. Burleigh	Henry H. Hathorn	N. Holmes Odell	John Q. Tufts
Charles W. Buttz	William S. Haymond	Addison Oliver	Nelson H. Van Vorhes
Alexander Campbell	Charles Hays	Charles O'Neill	Henry Waldron
Milton A. Candler	George W. Hendee	John B. Packer	Charles C. B. Walker
Joseph G. Cannon	Thomas J. Henderson	Horace F. Page	Alexander S. Wallace
Nathan T. Carr	Abram S. Hewitt	Henry B. Payne	John W. Wallace
Thomas J. Cason	Benjamin H. Hill	James Phelps	Henry Watterson
Lucien B. Caswell	George F. Hoar	William A. Phillips	Erastus Wells
Simeon B. Chittenden	Solomon L. Hoge	Henry L. Pierce	G. Wiley Wells
Omar D. Conger	George G. Hoskins	Harris M. Plaisted	John D. White
William W. Crapo	Jay A. Hubbell	Thomas C. Platt	John O. Whitehouse
Lorenzo Crounse	Morton C. Hunter	Allen Potter	Richard H. Whiting
Augustus W. Cutler	Stephen A. Hurlbut	Joseph Powell	Scott Wike
Lorenzo Danford	John A. Hyman	Henry O. Pratt	Andrew Williams
Chester B. Darrall	George A. Jenks	Joseph H. Rainey	Alpheus S. Williams
Joseph J. Davis	Frank Jones	David Rea	Charles G. Williams
John M. Davy	Charles H. Joyce	John H. Reagan	James Williams
Dudley C. Denison	John A. Kasson	John Reilly	William B. Williams
Mark H. Dunnell	Edward C. Kehr	James B. Reilly	Benjamin A. Willis
Milton J. Durham	William D. Kelley	John Robbins	William W. Wilshire
Benjamin T. Eames	Alanson M. Kimball	Milton S. Robinson	James Wilson
John R. Eden	William S. King	Sobieski Ross	Alan Wood, jr.
E. John Ellis	Lucius Q. C. Lamar	Jeremiah M. Rusk	Fernando Wood
James L. Evans	George M. Landers	Ezekiel S. Sampson	William Woodburn
William H. Felton	Elbridge G. Lapham	Milton Sayler	L. D. Woodworth
Edwin Flye	William Lawrence	Gustave Schleicher	Jesse J. Yeates
Greenbury L. Fort	E. W. Leavenworth	Julius H. Seelye	

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. Aylett H. Buckner	Mr. George G. Dibrell	Mr. Robert A. Hatcher
John D. C. Atkins	Samuel D. Burchard	Beverly B. Douglas	Eli J. Henkle
John H. Bagley, jr.	George W. Cate	Charles J. Faulkner	Charles E. Hooker
Henry B. Banning	John B. Clarke	James J. Finley	Andrew Humphreys
George M. Beebe	John B. Clark, jr.	William H. Forney	Frank H. Hurd
Jos. C. S. Blackburn	Alex. G. Cochrane	Benjamin J. Franklin	Thomas L. Jones
Richard P. Bland	Francis D. Collins	Benoni S. Fuller	J. Proctor Knott
Archibald M. Bliss	Jacob P. Cowan	John M. Glover	Franklin Landers
Andrew R. Booue	Samuel S. Cox	Andrew H. Hamilton	Levaytte Lane
Taul Bradford	David B. Culberson	Henry R. Harris	John K. Luttrell
John M. Bright	Rezin A. DeBolt	John T. Harris	William F. Lynde

Mr. L. A. Mackey	Mr. Earley F. Poppleton	Mr. William E. Smith	Mr. John L. Vance
Levi Maish	Americus V. Rice	Milton I. Southard	Robert B. Vance
John A. McMahon	Haywood Y. Riddle	William A. J. Sparks	Alfred M. Waddell
Edwin R. Meade	William M. Robbins	William M. Springer	Gilbert C. Walker
Hernando D. Money	Charles B. Roberts	William H. Stanton	Ansel T. Walling
William R. Morrison	Miles Ross	William S. Stenger	W. C. Whitthorne
William Mutchler	Alfred M. Scales	William H. Stone	Peter D. Wigginton
William J. O'Brien	John G. Schumaker	William Terry	Jere N. Williams
John F. Phillips	James Sheakley	Jacob Turney	Benjamin Wilson.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Samuel A. Dobbins	Mr. Eppa Hunton	Mr. Charles P. Thompson
William B. Anderson	George H. Durand	Burwell B. Lewis	John T. Wait
Lyman K. Baas	Albert G. Egbert	Henry B. Metcalfe	William Walsh
George C. Cabell	David Dudley Field	Charles W. Milliken	Elijah Ward
John H. Caldwell	James A. Garfield	Roger Q. Mills	Levi Warner
William P. Caldwell	Randall L. Gibson	William A. Piper	William W. Warren
Bernard G. Caulfield	Goldsmith W. Hewitt	William J. Furman	William A. Wheeler
Chester W. Chapin	William S. Holman	John S. Savage	George Willard
Hester Clymer	James H. Hopkins	Alex. H. Stephens	Casey Young.
Philip Cook	John F. House	Thomas Swann	

So the motion to reconsider was laid upon the table.

Mr. Walling moved that the pending resolution be laid on the table.

Mr. McCrary made the point of order that under the electoral law the said motion was not in order.

The Speaker overruled the point of order, on the ground that any motions which are allowed by the rules of the House and which pertain to the main question are in order at any period of the progress of the main question.

The question was then put,

Will the House lay the said resolution on the table?

And it was decided in the negative, { Yeas 61
Nays 167
Not voting 67

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. John D. C. Atkins	Mr. Jesse J. Finley	Mr. John A. McMahon	Mr. William M. Springer
John C. Bagby	William H. Forney	Edwin R. Meade	William H. Stanton
John H. Bagley, jr.	Benjamin J. Franklin	Roger Q. Mills	William S. Stenger
Jos. C. S. Blackburn	John M. Glover	Hernando D. Money	William H. Stone
Archibald M. Bliss	Andrew H. Hamilton	William R. Morrison	William Terry
Andrew R. Boone	Henry R. Harris	William J. O'Brien	Charles P. Thompson
Samuel D. Burchard	Eli J. Henkle	John F. Phillips	Jacob Turney
Nathan T. Carr	Charles E. Hooker	Americus V. Rice	John L. Vance
George W. Cate	John F. House	Haywood Y. Riddle	Robert B. Vance
John B. Clarke	Andrew Humphreys	Charles B. Roberts	Alfred M. Waddell
John B. Clark, jr.	Thomas L. Jones	Miles Ross	Gilbert C. Walker
Alex. G. Cochran	Lafayette Lane	John G. Schumaker	Ansel T. Walling
Francis D. Collins	John K. Luttrell	William E. Smith	W. C. Whitthorne
Rezin A. DeBolt	William P. Lynde	Milton I. Southard	Peter D. Wigginton
George G. Dibrell	L. A. Mackey	William A. J. Sparks	Scott Wike.
Beverly B. Douglas			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Lucien B. Caswell	Mr. William P. Frye	Mr. George G. Hoskins
Lucien L. Alenworth	Simion B. Chittenden	James A. Garfield	Jay A. Hubbell
George A. Bagley	Omar D. Conger	Lucien C. Gause	Morton C. Hunter
John H. Baker	William W. Crapo	John Goodie, jr.	Stephen A. Hurlbut
William H. Baker	Lorenzo Crounse	Thomas M. Gunter	John A. Hyman
Latimer W. Ballou	Augustus W. Cutler	Engene Hale	George A. Jenks
Nathaniel P. Banks	Chester B. Darrall	John Hancock	Charles H. Joyce
James B. Belford	John M. Davy	Jere Haralson	John A. Kason
Samuel N. Bell	Dudley C. Denison	Aug. A. Hardenbergh	Edward C. Kehr
Henry W. Blair	Samuel A. Dobbins	Benjamin W. Harris	William D. Kelley
James H. Blount	Mark H. Dunnell	Carter H. Harrison	Alanson M. Kimball
Nathan B. Bradley	Milton J. Durham	Julian Hartridge	William S. King
John M. Bright	Benjamin T. Eames	William Hartzell	Lucius Q. C. Lamar
John Young Brown	John R. Eden	Robert A. Hatcher	George M. Landers
William R. Brown	E. John Ellis	Henry H. Hathorn	Elbridge G. Lapham
Horatio C. Burchard	James L. Evans	William S. Raymond	E. W. Leavenworth
John H. Burleigh	Charles J. Faulkner	George W. Hendee	William M. Levy
Charles W. Buttz	William H. Felton	Thomas J. Henderson	Scott Lord
Alexander Campbell	Edwin Flye	Abram S. Hewitt	John R. Lynch
Milton A. Candler	Greenbury L. Fort	Benjamin H. Hill	Henry S. Magoon
Joseph G. Cannon	Charles Foster	George F. Hoar	C. D. MacDougall
Thomas J. Cason	Chapman Freeman	Solomon L. Hoge	

Mr. George W. McCrary
James W. McDill
William McFarland
Samuel F. Miller
James Monroe
Charles H. Morgan
William Mutchler
Charles E. Nash
Jephtha D. New
Nelson I. Norton
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
Henry B. Payne
William A. Phillips
Henry L. Pierce
Harris M. Plaisted
Thomas C. Platt
Earley F. Poppleton

Mr. Allen Potter
Joseph Powell
Henry O. Pratt
Joseph H. Rainey
David Rea
John H. Reagan
John Reilly
James B. Reilly
John Robbins
William M. Robbins
Milton S. Robinson
Sobieski Ross
Jeremiah M. Rusk
Ezekiel S. Sampson
John S. Savage
Milton Sayler
Gustave Schleicher
Julius H. Seelye
Otho R. Singleton
C. H. Sinnickson

Mr. Robert Smalls
A. Herr Smith
Horace B. Strait
Adlai E. Stevenson
William H. H. Stowell
John K. Tarbox
Frederick H. Teese
Philip F. Thomas
Jacob M. Thornburgh
J. W. Throckmorton
Martin I. Townsend
Washington Townsend
John R. Tucker
John Q. Tufts
Nelson H. Van Vorhes
Charles C. B. Walker
Alexander S. Wallace
John W. Wallace
William W. Warren
Henry Watterson

Mr. G. Wiley Wells
John D. White
John O. Whitehouse
Richard H. Whiting
George Willard
Andrew Williams
Alpheus S. Williams
Charles G. Williams
James Williams
William B. Williams
Benjamin A. Willis
William W. Wilshire
Benjamin Wilson
James Wilson
Alan Wood, jr.
Fernando Wood
William Woodburn
L. D. Woodworth
Jesse J. Yeates

Those not voting are—

Mr. Josiah G. Abbott
William B. Anderson
Thomas S. Ashe
Henry B. Banning
Lyman K. Bass
George M. Beebe
Richard P. Bland
Paul Bradford
Aylett H. Buckner
George C. Cabell
John H. Caldwell
William P. Caldwell
Bernard G. Caulfield
Chester W. Chapin
Heater Clymer
Philip Cook

Mr. Jacob P. Cowan
Samuel S. Cox
David B. Culberson
Lorenzo Danford
Joseph J. Davis
George H. Durand
Albert G. Egbert
David Dudley Field
Benoni S. Fuller
Randall L. Gibson
John R. Goodin
Robert Hamilton
John T. Harris
Charles Hays
Goldsmith W. Hewitt
William S. Holman

Mr. James H. Hopkins
Eppa Hunton
Frank H. Hurd
Frank Jones
J. Proctor Knott
Franklin Landers
J. V. Le Moine
Burwell B. Lewis
Levi Maish
Henry B. Metcalfe
Charles W. Milliken
Lawrence T. Neal
N. Holmes Odell
James Phelps
William A. Piper

Mr. William J. Purman
Alfred M. Scales
James Sheakley
William F. Siemens
Alex. H. Stephens
Thomas Swann
John T. Wait
Henry Waldron
William Walsh
Elijah Ward
Levi Warner
Erastus Wells
William A. Wheeler
Jere N. Williams
Casey Young

So the House refused to lay the said resolution on the table.

Mr. Poppleton moved to reconsider the vote last taken ;

And the question being put,

It was decided in the negative,	Yeas	64
	Nays	162
	Not voting	74

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Thomas S. Ashe
John D. C. Atkins
John H. Bagley, jr.
Henry B. Banning
Jos. C. S. Blackburn
Archibald M. Bliss
Andrew R. Boone
William P. Caldwell
Nathan T. Carr
George W. Cate
John B. Clarke
John B. Clark, jr.
Alex. G. Cochran
Francis D. Collins
Jacob P. Cowan
Samuel S. Cox

Mr. Rezin A. DeBolt
George G. Dibrell
Beverly B. Douglas
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
John M. Glover
Andrew H. Hamilton
Henry R. Harris
Eli J. Henkle
Charles E. Hooker
Andrew Humphreys
Frank H. Hurd
Thomas L. Jones
J. Proctor Knott
Lafayette Lane

Mr. John K. Luttrell
William P. Lynde
Levi Maish
John A. McMahon
Edwin K. Meade
Roger Q. Mills
Hernando D. Money
William R. Morrison
William Mutchler
William J. O'Brien
John F. Phillips
Earley F. Poppleton
Americus V. Rice
Haywood Y. Riddle
Charles B. Roberts
Miles Ross

Mr. James Sheakley
William F. Siemens
William E. Smith
William A. J. Sparks
William M. Springer
William H. Stanton
William S. Stenger
William H. Stone
William Terry
Jacob Turney
John L. Vance
Robert B. Vance
Alfred M. Waddell
Ansel T. Walling
W. C. Whitthorne
Jere N. Williams

Those who voted in the negative are—

Mr. Charles H. Adams
Lucien L. Ainsworth
George A. Bagley
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Samuel N. Bell
Henry W. Blair
James H. Blount
Nathan B. Bradley
John M. Bright
John Young Brown
William R. Brown
Aylett H. Buckner

Mr. Horatio C. Burchard
Samuel D. Burchard
John H. Burleigh
Charles W. Buttz
Alexander Campbell
Milton A. Candler
Joseph G. Cannon
Lucien B. Caswell
Simco B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Cunnise
Augustus W. Cutler
Lorenzo Danford
Chester B. Darrall

Mr. John M. Davy
Dudley C. Denison
Samuel A. Dobbins
Mark H. Dunnell
Milton J. Darham
Benjamin T. Eames
John H. Elen
E. John Ellis
James L. Evans
Charles J. Faulkner
William H. Felton
Greenbury L. Fort
Charles Foster
Chapman Freeman
William P. Frye

Mr. James A. Garfield
Lucien C. Gause
John Goode, jr.
Thomas M. Gunter
John Hancock
Jere Harison
Ang. A. Hardenbergh
Benjamin W. Harris
Julian Hartridge
William Hartzell
Robert A. Hatchber
Henry H. Hathorn
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt

Mr. Benjamin H. Hill	Mr. C. D. MacDougall	Mr. William M. Robbins	Mr. Henry Waldron
George F. Hoar	George W. McCrary	Milton S. Robinson	Charles C. B. Walker
Solomon L. Hoge	James W. McDill	Sobieski Ross	Alexander S. Wallace
George G. Hoskins	Samuel F. Miller	Jeremiah M. Rusk	William W. Warren
John F. House	James Monroe	Ezekiel S. Sampson	Henry Watterson
Jay A. Hubbell	Charles H. Morgan	John S. Savage	Erastus Wells
Morton C. Hunter	Charles E. Nash	Gustave Schleicher	G. Wiley Wells
Stephen A. Hurlbut	Lawrence T. Neal	Julius H. Seelye	John D. White
John A. Hyman	Jephtha D. New	Otho R. Singleton	John O. Whitehouse
George A. Jenks	Nelson I. Norton	C. H. Sinnickson	Richard H. Whiting
Charles H. Joyce	Addison Oliver	Robert Smalls	Scott Wike
John A. Kasson	Charles O'Neill	A. Herr Smith	George Willard
Edward C. Kehr	John B. Packer	Horace B. Strait	Andrew Williams
William D. Kelley	Horace F. Page	Adlai E. Stevenson	Alpheus S. Williams
Alanson M. Kimball	William A. Phillips	William H. H. Stowell	Charles G. Williams
William S. King	Henry L. Pierce	John K. Tarbox	James Williams
Franklin Landers	Harris M. Plaisted	Frederick H. Teese	William B. Williams
George M. Landers	Thomas C. Platt	Philip F. Thomas	William W. Wilshire
Elbridge G. Lapham	Allen Potter	Jacob M. Thornburgh	Benjamin Willson
William Lawrence	Joseph Powell	J. W. Throckmorton	James Wilson
E. W. Leavenworth	Henry O. Pratt	Martin I. Townsend	Alan Wood, jr.
J. V. Le Moine	Joseph H. Rainey	Washington Townsend	Fernando Wood
William M. Levy	David Rea	John R. Tucker	William Woodburn
Scott Lord	John Reilly	John Q. Tufts	L. D. Woodworth
John R. Lynch	James B. Reilly	Nelson H. Van Vorhes	Jease J. Yeates.
Henry S. Magoon	John Robbins		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Joseph J. Davis	Mr. James H. Hopkins	Mr. Alfred M. Scales
William B. Anderson	George H. Durand	Eppa Hunton	John G. Schumaker
John C. Bagby	Albert G. Egbert	Frank Jones	Milton I. Southard
Lyman K. Bass	David Dudley Field	Lucius Q. C. Lamar	Alex. H. Stephens
George M. Beebe	Edwin Flye	Burwell B. Lewis	Thomas Swain
James B. Belford	Benoni S. Fuller	L. A. Mackey	Charles P. Thompson
Richard P. Bland	Randall L. Gibson	William McFarland	John T. Wait
Tani Bradford	John R. Goodin	Henry B. Metcalfe	Gilbert C. Walker
George C. Cabell	Eugene Hale	Charles W. Milliken	John W. Wallace
John H. Caldwell	Robert Hamilton	N. Holmes Odell	William Walsh
Thomas J. Cason	John T. Harris	Henry B. Payne	Elijah Ward
Bernard G. Caulfield	Carter H. Harrison	James Phelps	Levi Warner
Chester W. Chapin	William S. Haymond	William A. Piper	William A. Wheeler
Hester Clymer	Charles Hays	William J. Purman	Peter D. Wigginton.
Philip Cook	Goldsmith W. Hewitt	John H. Reagan	Benjamin A. Willis
David B. Culberson	William S. Holman	Milton Saylor	Casey Young.

So the motion to reconsider was not agreed to.

The question then being on the amendment submitted by Mr. Fernando Wood;

And being put,

It was decided in the affirmative,	Yeas	208
	Nays	17
	Not voting	65

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Thomas S. Ashe	Mr. Simeon B. Chittenden	Mr. Chapman Freeman	Mr. John F. House
John D. C. Atkins	John B. Clark, jr.	William P. Frye	Jay A. Hubbell
George A. Bagley	Alex. G. Cochrane	James A. Garfield	Andrew Humphreys
John H. Bagley, jr.	Francis D. Collins	Lucien C. Gause	Morton C. Hunter
William H. Baker	Omar D. Conger	John M. Glover	Frank H. Hurd
Latimer W. Ballou	Samuel S. Cox	John Goode, jr.	Stephen A. Hurlbut
Nathaniel P. Banks	William W. Crapo	Thomas M. Gunter	John A. Hyman
Henry B. Banning	Lorenzo Crounse	Eugene Hale	George A. Jenks
George M. Beebe	David B. Culberson	Andrew H. Hamilton	Thomas L. Jones
James B. Belford	Augustus W. Cutler	John Hancock	Edward C. Kehr
Samuel N. Bell	Lorenzo Danford	Jere Haralson	William D. Kelley
Jos. C. S. Blackburn	Chester B. Darrall	Aug. A. Hardenbergh	Alanson M. Kimball
Henry W. Blair	Rezin A. DeBolt	Benjamin W. Harris	William S. King
Richard P. Bland	Dudley C. Denison	Henry R. Harris	Lucius Q. C. Lamar
Andrew R. Boone	George G. Dibrell	Carter H. Harrison	Franklin Landers
Nathan B. Bradley	Beverly B. Douglas	Julian Hartridge	George M. Landers
John M. Bright	Mark H. Dunnell	William Hartzell	George M. Launders
John Young Brown	Milton J. Durham	Robert A. Hatcher	Lafayette Lane
William R. Brown	Benjamin T. Eames	Henry H. Hathorn	Elbridge G. Lapham
Horatio C. Burchard	John R. Eden	William S. Haymond	William Lawrence
Samuel D. Burchard	E. John Ellis	George W. Hendee	E. W. Leavenworth
John H. Burleigh	James L. Evans	Thomas J. Henderson	William M. Levy
William P. Caldwell	Charles J. Faulkner	Eli J. Henkle	Scott Lord
Alexander Campbell	William H. Felton	Abram S. Hewitt	John R. Lynch
Milton A. Candler	Jesse J. Finley	Benjamin H. Hill	L. A. Mackey
Joseph G. Cannon	William H. Forney	George F. Hoar	Henry S. Magoon
Nathan T. Carr	Charles Foster	Solomon L. Hoge	Levi Maish
Thomas J. Cason	Benjamin J. Franklin	Charles E. Hooker	C. D. MacDougall

Mr. George W. McCrary	Mr. Allen Potter	Mr. A. Herr Smith	Mr. John W. Wallace
James W. McDill	Joseph Powell	William E. Smith	Ansel T. Walling
John A. McMahon	Henry O. Pratt	Milton I. Southard	William W. Warren
Edwin R. Meade	Joseph H. Rainey	William A. J. Sparks	Henry Watterson
Samuel F. Miller	David Rea	William M. Springer	Erastus Wells
Roger Q. Mills	James B. Reilly	Horace B. Strait	G. Wiley Wells
Hernando D. Money	Americus V. Rice	William S. Stanger	John O. Whitehouse
James Monroe	Haywood T. Riddle	Adlai E. Stevenson	W. C. Whitborne
Charles H. Morgan	John Robbins	William H. Stone	Peter D. Wiggins
William Mutchler	William M. Robbins	William H. H. Stowell	Scott Wike
Charles E. Nash	Charles B. Roberts	Frederick H. Teese	George Willard
Jeppha D. New	Milton S. Robinson	William Terry	Andrew Williams
Nelson I. Norton	Miles Ross	Jacob M. Thornburgh	Alpheus S. Williams
William J. O'Brien	Soblecki Ross	J. W. Throckmorton	Charles G. Williams
Addison Oliver	Jeremiah M. Rusk	Martin I. Townsend	James Williams
Charles O'Neill	Ezekiel S. Sampson	Washington Townsend	William B. Williams
John B. Packer	John S. Savage	John Q. Tufts	Benjamin A. Williams
Horace F. Page	Alfred M. Scales	Jacob Turney	William W. Wilson
John F. Phillips	Gustave Schleicher	Nelson H. Van Vorhes	Benjamin Wilson
William A. Phillips	Julius H. Seelye	John L. Vance	James Wilson
Henry L. Pierce	James Sheakley	Robert B. Vance	Alan Wood, jr.
Harris M. Plaisted	Otho R. Singleton	Alfred M. Waddell	Fernando Wood
Thomas C. Platt	C. H. Sinnenickson	Charles C. B. Walker	William Woodburn
Earley F. Poppleton	William F. Slemmons	Alexander S. Wallace	Jesse J. Yates

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Samuel A. Dobbins	Mr. William P. Lynde	Mr. Robert Smalls
Lucien L. Ainsworth	Greenbury L. Fort	Lawrence T. Neal	John R. Tucker
John H. Baker	Charles H. Joyce	William J. Furman	John D. White
Charles W. Buttz	J. V. Le Moynes	John Reilly	Richard H. Whiting
John M. Davy			

Those not voting are—

Mr. Josiah G. Abbott	Mr. Jacob P. Cowan	Mr. Eppa Hunton	Mr. William H. Stanton
William B. Anderson	Joseph J. Davis	Frank Jones	Alex. H. Stephens
John C. Bagby	George H. Durand	J. Proctor Knott	Thomas Swann
Lynman K. Bass	Albert G. Egbert	Burwell B. Lewis	John K. Tarbox
Archibald M. Bliss	David Dudley Field	John K. Luttrell	Charles P. Thompson
James H. Blount	Edwin Flye	William McFarland	Philip F. Thomas
Taul Bradford	Benoni S. Fuller	Henry B. Metcalfe	John T. Wait
Aylett H. Buckner	Randall L. Gibson	Charles W. Milliken	Henry Waldron
George C. Cabell	John R. Goodin	William R. Morrison	Gilbert C. Walker
John H. Caldwell	Robert Hamilton	N. Holmes Odell	William Walsh
Lucien B. Caswell	John T. Harris	Henry B. Payne	Elijah Ward
George W. Cate	Charles Hays	James Phelps	Levi Warner
Bernard G. Caulfield	Goldsmith W. Hewitt	William A. Piper	William A. Wheeler
Chester W. Chapin	William S. Holman	John H. Reagan	Jere N. Williams
John B. Clarke	James H. Hopkins	Milton Saylor	L. D. Woodworth
Hester Clymer	George G. Hoskins	John G. Schumaker	Casey Young
Philip Cook			

So the amendment was agreed to.

Mr. O'Brien moved to reconsider the vote last taken.

Pending which,

Mr. Garfield moved to lay the said motion on the table;

And the question being put,

It was decided in the affirmative,	Yeas	122
	Nays	50
	Not voting	63

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Charles W. Buttz	Mr. Milton J. Durham	Mr. Jere Haralson
Lucien L. Ainsworth	Alexander Campbell	Benjamin T. Eames	Aug. A. Hardenberg
John C. Bagby	Milton A. Candler	John R. Eden	Benjamin W. Harris
John H. Baker	Joseph G. Cannon	E. John Ellis	Carter H. Harrison
William H. Baker	Nathan T. Carr	James L. Evans	Julian Hartridge
Lattimer W. Ballou	Thomas J. Cason	Charles J. Faulkner	William Hartridge
Nathaniel P. Banks	Lucien B. Caswell	William H. Feltous	Robert A. Hatcher
Samuel N. Bell	Chester W. Chapin	Edwin Flye	Henry H. Hatcher
Jos. C. S. Blackburn	Simeon B. Chittenden	Greenbury L. Fort	William S. Haymond
Henry W. Blair	Omar D. Conger	Charles Foster	Charles Hays
James H. Blount	Lorenzo Crounse	Chapman Freeman	George W. Hendon
Nathan B. Bradley	David B. Culberson	William P. Frye	Thomas J. Hendon
John M. Bright	Augustus W. Cutler	James A. Garfield	Abram S. Hewitt
John Young Brown	Lorenzo Danford	Lucien C. Gause	Benjamin H. Hill
William R. Brown	Joseph J. Davis	John Goode, jr.	George F. Hoar
Aylett H. Buckner	John M. Davy	John R. Goodin	Solomon L. Hoce
Horatio C. Burchard	Dudley C. Denison	Thomas M. Gunter	George G. Hockins
Samuel D. Burchard	Samuel A. Dobbins	Eugene Hale	John F. House
John H. Burleigh	Mark H. Dunnell	John Hancock	Jay A. Hubbell

Mr. Morton C. Hunter	Mr. George W. McCrary	Mr. John Robbins	Mr. Nelson H. Van Vorhes
Frank H. Hurl	James W. McDill	William M. Robbins	Alexander S. Wallace
Stephen A. Hurlbut	William McFarland	Milton S. Robinson	John W. Wallace
John A. Hymau	Samuel F. Miller	Sobieski Ross	William W. Warren
George A. Jenks	James Monroe	Jeremiah M. Rusk	Henry Watterson
Frank Jones	Charles H. Morgan	Ezekiel S. Sampson	G. Wiley Wells
Charles H. Joyce	Charles E. Nash	Milton Saylor	John D. White
John A. Kasson	Lawrence T. Neal	Alfred M. Seales	John O. Whitehouse
Edward C. Kehr	Jephtha D. New	Gustave Schleicher	Richard H. Whiting
William D. Kelley	Nelson I. Norton	Julius H. Seelye	Scott Wike
Alanson M. Kimball	Addison Oliver	Otho R. Singleton	George Willard
William S. King	Charles O'Neill	C. H. Sinnickson	Andrew Williams
Lucius Q. C. Lamar	John B. Packer	Robert Smalls	Alpheus S. Williams
Franklin Landers	Horace F. Page	A. Herr Smith	Charles G. Williams
George M. Landers	William A. Phillips	Horace B. Strait	James Williams
Elbridge G. Lapham	Henry L. Pierce	Adlai E. Stevenson	William B. Williams
William Lawrence	Harris M. Plaisted	William H. H. Stowell	Benjamin A. Willis
E. W. Leavenworth	Thomas C. Platt	John K. Tarbox	Benjamin Wilson
J. W. Le Moyne	Allen Potter	Jacob M. Thornburgh	James Wilson
William M. Levy	Joseph Powell	J. W. Throckmorton	Alan Wood, Jr.
Scott Lord	Henry O. Pratt	Martin I. Townsend	Fernando Wood
John R. Lynch	David Rea	Washington Townsend	William Woodburn
Henry S. Magoon	John R. Reagan	John R. Tucker	L. D. Woodworth
C. D. MacDougall	James B. Reilly	John Q. Tufts	Jesse J. Yeates.

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. Jesse J. Finley	Mr. Roger Q. Mills	Mr. Milton I. Southard
John D. C. Atkins	William H. Forney	Hernando D. Money	William A. J. Sparks
John H. Bagley, jr.	Benjamin J. Franklin	William R. Morrison	Charles P. Thompson
George M. Beebe	John M. Glover	William Mutchler	William H. Stone
Archibald M. Bliss	Andrew H. Hamilton	William J. O'Brien	William Terry
Andrew R. Boone	Henry R. Harris	John F. Phillips	Jacob Turney
William P. Caldwell	Eli J. Henkle	Earley F. Poppleton	John L. Vance
George W. Cate	Charles E. Hooker	Americus V. Rice	Robert B. Vance
Bernard G. Caulfield	Thomas L. Jones	Haywood Y. Riddle	Gilbert C. Walker
John B. Clark, jr.	Lafayette Lane	Charles B. Roberts	Ansel T. Walling
Alex. G. Cochran	John K. Luttrell	John G. Schumaker	W. C. Whitthorne
Francis D. Collins	William P. Lynde	James Sheakley	Peter D. Wigginton
Jacob P. Cowan	L. A. Mackey	William F. Siemens	Jere N. Williams.
George G. Dibrell	Edwin R. Meade	William E. Smith	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Rezin A. DeBolt	Mr. Levi Maish	Mr. Thomas Swann
William B. Anderson	Beverly B. Douglas	John A. McMahon	Frederick H. Teese
George A. Bagley	George H. Durand	Henry B. Metcalfe	Charles P. Thompson
Henry B. Banning	Albert G. Egbert	Charles W. Milliken	Philip F. Thomas
Lyman K. Bass	David Dudley Field	N. Holmes Odell	Alfred M. Waddell
James B. Belford	Benoni S. Fuller	Henry B. Payne	John T. Wait
Richard P. Bland	Randall L. Gibson	James Phelps	Henry Waldron
Taft Bradford	Robert Hamilton	William A. Piper	Charles C. B. Walker
George C. Cabell	John T. Harris	William J. Purman	William Walsh
John H. Caldwell	Goldsmith W. Hewitt	Joseph H. Rainey	Elijah Ward
John B. Clarke	William S. Holman	John Reilly	Levi Warner
Hiestor Clymer	James H. Hopkins	Miles Ross	Erastus Wells
Philip Cook	Andrew Humphreys	John S. Savage	William A. Wheeler
Samuel S. Cox	Eppa Hunton	William H. Stanton	William W. Wilshire
William W. Crapo	J. Proctor Knott	William S. Stenger	Casey Young.
Chester B. Darrall	Burwell B. Lewis	Alex. H. Stephens	

So the motion to reconsider was laid on the table.

The question then recurred on the resolution submitted by Mr. Poppleton, as amended by the substitute submitted by Mr. Fernando Wood;

Pending which,

Mr. John L. Vance moved to lay the said resolution on the table;

And the question being put,

It was decided in the negative,	Yeas	53
	Nays	180
	Not voting	57

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. John D. C. Atkins	Mr. George G. Dibrell	Mr. John A. McMahon	Mr. Milton I. Southard
John H. Bagley, jr.	Beverly B. Douglas	Edwin R. Meade	William A. J. Sparks
George M. Beebe	William H. Forney	Roger Q. Mills	William H. Stanton
Jos. C. S. Blackburn	Benjamin J. Franklin	William R. Morrison	William H. Stone
Archibald M. Bliss	John M. Glover	William Mutchler	William Terry
Andrew R. Boone	Andrew H. Hamilton	John F. Phillips	Jacob Turney
William P. Caldwell	Henry R. Harris	Earley F. Poppleton	John L. Vance
Nathan T. Carr	Eli J. Henkle	Americus V. Rice	Robert B. Vance
George W. Cate	Charles E. Hooker	Haywood Y. Riddle	Gilbert C. Walker
John B. Clarke	Andrew Humphreys	Charles B. Roberts	Ansel T. Walling
John B. Clark, jr.	Thomas L. Jones	Miles Ross	Peter D. Wigginton
Alex. G. Cochran	Lafayette Lane	John G. Schumaker	Scott Wike
Francis D. Collins	John K. Luttrell	William E. Smith	Jere N. Williams.
Samuel S. Cox			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Charles J. Faulkner	Mr. Elbridge G. Lapham	Mr. Julius H. Seelye
Lucien L. Ainsworth	William H. Felton	William Lawrence	Otho R. Singleton
Thomas S. Ashe	Edwin Flye	E. W. Leavenworth	C. H. Sinniekson
John C. Bagby	Greenbury L. Fort	J. V. Le Moine	William F. Slemmons
George A. Bagley	Charles Foster	William M. Levy	Robert Smalls
John H. Baker	Chapman Freeman	Scott Lord	William M. Springer
William H. Baker	William F. Frye	John R. Lynch	Horace B. Strait
Latimer W. Ballou	James A. Garfield	Henry S. Magoon	William S. Stenger
Nathaniel P. Banks	Lucien C. Gause	C. D. MacDougall	Adlai E. Stevenson
Henry B. Banning	Randall L. Gibson	George W. McCrary	William H. H. Stowell
James B. Belford	John Goode, jr.	James W. McDill	John K. Tarbox
Henry W. Blair	John R. Goodin	Samuel F. Miller	Frederick H. Teese
Richard P. Bland	Thomas M. Gunter	Hernando D. Money	Jacob M. Thornburgh
James H. Blount	Eugene Hale	James Monroe	J. W. Throckmorton
Nathan B. Bradley	John Hancock	Charles H. Morgan	Martin I. Townsend
John M. Bright	Jere Haralson	Charles E. Nash	Washington Townsend
William R. Brown	Aug. A. Hardenbergh	Lawrence T. Neal	John R. Tucker
Aylett H. Buckner	Benjamin W. Harris	Jephtha D. New	John Q. Tufts
Horatio C. Burchard	Carter H. Harrison	Nelson I. Norton	Nelson H. Van Vorhes
Samuel D. Burchard	William Hartzell	Addison Oliver	Alfred M. Waddell
John H. Burleigh	Robert A. Hatcher	Charles O'Neill	Charles C. B. Walker
Charles W. Buttz	Henry H. Hathorn	John B. Packer	Alexander S. Wallace
Alexander Campbell	William S. Haymond	Horace F. Page	John W. Wallace
Milton A. Candler	George W. Hendee	William A. Phillips	William W. Warren
Joseph G. Cannon	Thomas J. Henderson	Henry L. Pierce	Henry Watterson
Thomas J. Cason	Abram S. Hewitt	Harris M. Plained	Erastus Wells
Lucien B. Caswell	Benjamin H. Hill	Thomas C. Platt	G. Wiley Wells
Simeon B. Chittenden	George F. Hoar	Allen Potter	John D. White
Omar D. Conger	Solomon L. Hoge	Joseph Powell	John O. Whitehouse
William W. Crapo	George G. Hoskins	Henry O. Pratt	Richard H. Whiting
Lorenzo Crounse	John F. House	Joseph H. Rainey	George Willard
David B. Culberson	Jay A. Hubbell	David Rea	Andrew Williams
Augustus W. Cutler	Morton C. Hunter	John H. Reagan	Alpheus S. Williams
Chester B. Darrall	Stephen A. Hurlbut	John Reilly	Charles G. Williams
Joseph J. Davis	John A. Hyman	James B. Reilly	James Williams
John M. Davy	George A. Jenks	John Robbins	William B. Williams
Rezin A. DeBolt	Frank Jones	William M. Robbins	Benjamin A. Willis
Dudley C. Denison	Charles H. Joyce	Milton S. Robinson	William W. Wilshire
Samuel A. Dobbins	John A. Kasson	Sobieski Ross	Benjamin Wilson
Mark H. Dunnell	Edward C. Kehr	Jeremiah M. Rusk	James Wilson
Milton J. Durhan	William D. Kelley	Ezekiel S. Sampson	Alan Wood, jr.
Benjamin T. Eames	Alanson M. Kimball	John S. Savage	Fernando Wood
John R. Eden	William S. King	Milton Saylor	William Woodburn
E. John Ellis	Lucius Q. C. Lamar	Alfred M. Seales	L. D. Woodworth
James L. Evans	George M. Landers	Gustavo Schleicher	Jesse J. Yates

Those not voting are—

Mr. Josiah G. Abbott	Mr. Albert G. Egbert	Mr. Franklin Landers	Mr. James Sheakley
William B. Anderson	David Dudley Field	Burwell B. Lewis	A. Herr Smith
Lyman K. Bass	Jesse J. Finley	William P. Lynde	Alex. H. Stephens
Samuel N. Bell	Benoni S. Fuller	L. A. Mackey	Thomas Swann
Taul Bradford	Robert Hamilton	Levi Maish	Charles P. Thompson
John Young Brown	John T. Harris	William McFarland	Philip F. Thomas
George C. Cabell	Julian Hartridge	Henry B. Metcalfe	John T. Wait
John H. Caldwell	Charles Hays	Charles W. Milliken	Henry Waldron
Bernard G. Caulfield	Goldsmith W. Hewitt	William J. O'Brien	William Walsh
Chester W. Chapin	William S. Holman	N. Holmes Odell	Elijah Ward
Heaster Clymer	James H. Hopkins	Henry B. Payne	Levi Warner
Philip Cook	Eppa Hunton	James Phelps	William A. Wheeler
Jacob P. Cowan	Frank H. Hurd	William A. Piper	W. C. Whitthorne
Lorenzo Danford	J. Proctor Knott	William J. Purman	Casey Young
George H. Durand			

So the House refused to lay the resolution, as amended, on the table.

Mr. Money moved to reconsider the vote last taken;

Pending which,

Mr. Hale moved to lay the said motion on the table;

And the question being put,

It was decided in the affirmative,	Yeas	170
	Nays	57
	Not voting	64

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Latimer W. Ballou	Mr. William R. Brown	Mr. Joseph G. Cannon
Lucien L. Ainsworth	Nathaniel P. Banks	Horatio C. Burchard	Thomas J. Cason
Thomas S. Ashe	James B. Belford	Samuel D. Burchard	Lucien B. Caswell
John C. Bagby	Henry W. Blair	John H. Burleigh	Simeon B. Chittenden
George A. Bagley	Nathan B. Bradley	Charles W. Buttz	Omar D. Conger
John H. Baker	John M. Bright	Alexander Campbell	William W. Crapo
William H. Baker	John Young Brown	Milton A. Candler	Lorenzo Crounse

Mr. David B. Culberson	Mr. Abram S. Hewitt	Mr. Addison Oliver	Mr. William H. H. Stowell
Augustus W. Cutler	Benjamin H. Hill	Charles O'Neill	John K. Tarbox
John M. Davy	Solomon L. Hoge	John B. Packer	Frederick H. Teece
Rezin A. DeBolt	George G. Hoakins	Horace F. Page	Jacob M. Thornburgh
Dudley C. Denison	Jay A. Hubbell	Henry B. Payne	J. W. Throckmorton
Samuel A. Dobbins	Morton C. Hunter	William A. Phillips	Martin I. Townsend
Mark H. Dunnell	Stephen A. Hurlbut	Henry L. Pierce	Washington Townsend
Milton J. Durham	John A. Hyman	Harris M. Plaisted	John R. Tucker
Benjamin T. Eames	George A. Jenks	Thomas C. Platt	John Q. Tufts
John R. Eden	Frank Jones	Allen Potter	Nelson H. Van Vorhes
Albert G. Egbert	Charles H. Joyce	Joseph Powell	Charles C. B. Walker
E. John Ellis	John A. Kasson	Henry O. Pratt	Alexander S. Wallace
James L. Evans	Edward C. Kehr	William J. Purman	John W. Wallace
Charles J. Faulkner	Alanson M. Kimball	Joseph H. Rainey	William W. Warren
William H. Felton	William S. King	David Rea	Henry Watterson
Edwin Flye	Lucius Q. C. Lamar	John H. Reagan	Erastus Wells
Greenbury L. Fort	George M. Landers	John Reilly	G. Wiley Wells
Charles Foster	Elbridge G. Lapham	James R. Reilly	John D. White
Chapman Freeman	William Lawrence	John Robbins	Richard H. Whiting
William P. Frye	E. W. Leavenworth	William M. Robbins	Scott Wike
James A. Garfield	J. V. Le Moine	Milton S. Robinson	George Willard
Lucien C. Gauee	William M. Levy	Sobiecki Ross	Andrew Williams
John Goode, jr.	Scott Lord	Jeremiah M. Ruak	Alpheus S. Williams
John R. Goodin	John R. Lynch	Ezekiel S. Sampson	Charles G. Williams
Thomas M. Gunter	L. A. Mackey	John S. Savage	James Williams
Eugene Hale	Henry S. Magoon	Milton Sayler	William B. Williams
John Hancock	C. D. MacDougall	Alfred M. Scales	Benjamin A. Willis
Jere Haralson	George W. McCrary	Julius H. Seelye	William W. Wilshire
Aug. A. Hardenbergh	James W. McDill	Otho R. Singleton	Benjamin Wilson
Benjamin W. Harris	William McFarland	C. H. Sinnickson	James Wilson
Carter H. Harrison	James Monroe	Robert Smalls	Alan Wood, jr.
Robert A. Hatcher	Charles H. Morgan	A. Herr Smith	Fernando Wood
Henry H. Hathorn	Charles E. Nash	Horace B. Strait	William Woodburn
William S. Haymond	Lawrence T. Neal	William S. Stenger	L. D. Woodworth
George W. Hendee	Jeppha D. New	Adlai E. Stevenson	Jesse J. Yeates.
Thomas J. Henderson	Nelson I. Norton		

Those who voted in the negative are—

Mr. John H. Bagley, jr.	Mr. Jesse J. Finley	Mr. Edwin R. Meade	Mr. Milton I. Southard
Henry B. Banning	William H. Forney	Roger Q. Mills	William A. J. Sparks
Jos. C. S. Blackburn	Benjamin J. Franklin	Hernando D. Money	William M. Sprunger
Archibald M. Bliss	John M. Glover	William R. Morrison	William H. Stone
Andrew R. Boone	Andrew H. Hamilton	William Mutchler	Jacob Turney
William P. Caldwell	Henry R. Harris	William J. O'Brien	John L. Vance
Nathan T. Carr	William Hartzell	John F. Phillips	Robert B. Vance
George W. Cate	Eli J. Henkle	Earley F. Poppleton	Alfred M. Waddell
John B. Clarke	Charles E. Hooker	Americus V. Rice	Gilbert C. Walker
John B. Clark, jr.	Andrew Humphreys	Haywood Y. Riddle	Ansel T. Walling
Alex. G. Cochrane	Thomas L. Jones	Charles B. Roberts	William Walsh
Francis D. Collins	Lafayette Lane	Miles Ross	W. C. Whitthorne
Jacob P. Cowan	John K. Luttrell	James Sheakley	Peter D. Wigginton
George G. Dibrell	Levi Maish	William E. Smith	Jere N. Williams.
Beverly B. Douglas	John A. McMahon		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Samuel S. Cox	Mr. John F. House	Mr. John G. Schunnaker
William B. Anderson	Lorenzo Danford	Eppa Hunton	William F. Slemmons
John D. C. Atkins	Chester B. Darrall	Frank H. Hurd	William H. Stanton
Lyman K. Bass	Joseph J. Davis	William D. Kelley	Alex. H. Stephens
George M. Beebe	George H. Durand	J. Proctor Knott	Thomas Swann
Samuel N. Bell	David Dudley Field	Franklin Landers	William Terry
Richard P. Bland	Benoni S. Fuller	Burwell B. Lewis	Charles P. Thompson.
James H. Blount	Randall L. Gibson	William P. Lynde	Philip F. Thomas
Tal Bradford	Robert Hamilton	Henry B. Metcalfe	John T. Wait
Aylett H. Buckner	John T. Harris	Samuel F. Miller	Henry Waldron
George C. Cabell	Julian Hartridge	Charles W. Milliken	Elijah Ward
John H. Caldwell	Charles Hays	N. Holmes Odell	Levi Warner
Bernard G. Canfield	Goldsmith W. Hewitt	James Phelps	William A. Wheeler
Chester W. Chapin	George F. Hoar	William A. Piper	John O. Whitehouse
Hester Clymer	William S. Holman	Gustave Schlicher	Casey Young.
Philip Cook	James H. Hopkins		

So the motion to reconsider was laid on the table.

The question then recurred on the resolution submitted by Mr. Poppleton, as amended by the substitute submitted by Mr. Fernando Wood;

When

Mr. Walling asked to be excused from voting thereon.

Mr. John L. Vance moved that Mr. Walling be excused from voting on the said resolution.

The Speaker declined to entertain the said motion.

Mr. Walling appealed from the decision of the Chair.

The Speaker declined to entertain the said appeal.
The question was then put,
Will the House agree to the said amended resolution ?

And it was decided in the affirmative, { Yeas 207
Nays 26
Not voting 57

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Albert G. Egbert	Mr. L. A. Mackey	Mr. A. Herr Smith
Thomas S. Ashe	E. John Ellis	Levi Maish	William E. Smith
John D. C. Atkins	James L. Evans	C. D. MacDougall	Milton I. Soutter
John C. Bagby	Charles J. Faulkner	George W. McCrary	William A. J. Sparks
George A. Bagley	William H. Felton	James W. McDill	William M. Springs
John H. Bagley, Jr.	Jesse J. Finley	John A. McMahon	William H. Stanton
John H. Baker	Edwin Fife	Edwin R. Meade	William S. Stegner
Latimer W. Ballou	William H. Forney	Samuel F. Miller	William H. Stone
Nathaniel P. Banks	Benjamin J. Franklin	Roger Q. Mills	William H. H. Stover
Henry B. Banning	Chapman Freeman	Hernando D. Money	Thomas Swann
James B. Belford	William P. Frye	James Monroe	John K. Tarbo
Archibald M. Bliss	Lucien C. Gause	Charles H. Morgan	Frederick H. Tees
James H. Blount	John M. Glover	William Matchler	William Terry
Andrew R. Boone	Thomas M. Gunter	Charles E. Nash	Philip F. Thomas
Nathan B. Bradley	Eugene Hale	Jeppha D. New	Jacob M. Thornberry
John M. Bright	Andrew H. Hamilton	Nelson I. Norton	J. W. Throckmorton
John Young Brown	John Hancock	William J. O'Brien	Martin I. Townsend
William R. Brown	Jere Haralson	Addison Oliver	Washington Townsend
Horatio C. Burchard	Aug. A. Hardenbergh	John B. Packer	John R. Tucker
Samuel D. Burchard	Benjamin W. Harris	Horace F. Page	John Q. Tufts
John H. Burleigh	Henry R. Harris	Henry B. Payne	Jacob Turney
William P. Caldwell	John T. Harris	John F. Phillips	John L. Vance
Alexander Campbell	Henry H. Hathorn	William A. Phillips	Robert B. Vance
Milton A. Caudier	William Hartzell	Henry L. Pierce	Alfred M. Ward
Joseph G. Cannon	Robert A. Hatcher	Harris M. Plasted	Charles C. W. Ward
Nathan T. Carr	Carter H. Harrison	Earley F. Poppleton	Gilbert C. Waters
Thomas J. Cason	William S. Haymond	Allen Potter	Alexander S. Waters
George W. Cate	Abram S. Hewitt	Joseph Powell	John W. Wallace
Bernard G. Caulfield	Benjamin H. Hill	Henry O. Pratt	Annet T. Walling
Simson B. Chittenden	George F. Hoar	William J. Purman	William Walsh
John B. Clarke	Charles E. Hooker	Joseph H. Rainey	Henry Waterson
John B. Clark, Jr.	John F. House	David Rea	Erasmus Wells
Alex. G. Cochran	Jay A. Hubbell	John Reilly	G. Wiley Wells
Francis D. Collins	Andrew Humphreys	James B. Reilly	John O. Whitehead
Omar D. Conger	Morton C. Hunter	Americus V. Rice	W. C. Whitburn
Jacob P. Cowan	Stephen A. Hurlbut	Haywood Y. Riddle	Peter D. Wiggins
Samuel S. Cox	George A. Jenks	John Robbins	Scott Wile
William W. Crapo	Frank Jones	William M. Robbins	George Willard
Lorenzo Crounse	Thomas L. Jones	Charles B. Roberts	Andrew Williams
David B. Culberson	John A. Kasson	Milton S. Robinson	Alpheus S. Williams
Augustus W. Cutler	Edward C. Kehr	Miles Ross	James Williams
Chester B. Darrall	William D. Kelley	Sobieski Ross	William B. Williams
Joseph J. Davis	Alanson M. Kimball	Jeremiah M. Ruak	Benjamin A. Williams
Rezin A. DeBolt	William S. King	John S. Savage	William W. Wicks
Dudley C. Denison	George M. Landers	Milton Saylor	Benjamin Wilson
George G. Dibrell	Lafayette Lane	Alfred M. Scales	James Wilson
Samuel A. Dobbins	William Lawrence	Guatave Schleicher	Alan Wood, Jr.
Beverly B. Douglas	E. W. Leavenworth	Julius H. Seelye	Fernando Wood
Mark H. Dunnell	William M. Levy	James Sheakley	William Woodbury
Milton J. Durham	Scott Lord	Otho R. Singleton	L. D. Woodworth
Benjamin T. Eames	John R. Lynch	C. H. Sunkinson	Jesse J. Yeates
John R. Eden	William P. Lynde	Robert Smalls	Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. John M. Davy	Mr. Elbridge G. Lapham	Mr. Horace B. Strait
William H. Baker	Greenbury L. Fort	J. V. Le Moine	Adlai E. Stevenson
Jos. C. S. Blackburn	George W. Hendee	Henry S. Magoon	Charles P. Thompson
Henry W. Blair	Solomon L. Hoge	Lawrence T. Neal	William W. Thompson
Charles W. Buttz	George G. Hoskins	Charles O'Neill	John D. White
Lucien B. Caswell	John A. Hyman	Ezekiel S. Sampson	Richard H. Whitte
Lorenzo Danford	Charles H. Joyce		

Those not voting are—

Mr. Josiah G. Abbott	Mr. David Dudley Field	Mr. James H. Hopkins	Mr. William A. Piper
William B. Anderson	Charles Foster	Eppa Hunton	Thomas C. Platt
Lyman K. Bass	Benoni S. Fuller	Frank H. Hurd	John H. Reagan
George M. Beebe	James A. Garfield	J. Proctor Knott	John G. Schuchart
Samuel N. Bell	Randall L. Gibson	Lucius Q. C. Lamar	William F. Sherman
Richard P. Bland	John Goode, Jr.	Franklin Landers	Alex. H. Stephens
Tani Bradford	John R. Goodin	Burwell B. Lewis	Nelson H. Van Hook
Aylett H. Buckner	Robert Hamilton	John K. Luttrell	John T. Wat
George C. Cabell	Julian Hartridge	William McFarland	Henry Waldron
John H. Caldwell	Charles Hays	Henry B. Metcalfe	Elijah Ward
Chester W. Chapin	Thomas J. Henderson	Charles W. Milliken	Levi Warner
Heister Clymer	Ell J. Henkle	William R. Morrison	William A. Wheeler
Philip Cook	Goldsmith W. Hewitt	N. Holmes Odell	Charles G. Williams
George H. Durand	William S. Hohuan	James Phelps	Jere N. Williams

So the resolution, as amended, was adopted.

Mr. John B. Clark, jr., moved to reconsider the vote last taken.

Pending which,

Mr. Hale moved that the said motion be laid on the table;

And the question being put,

It was decided in the affirmative,	{	Yeas	174
		Nays	59
		Not voting	57

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. William H. Felton	Mr. William M. Levy	Mr. A. Horr Smith
Lucien L. Ainsworth	Edwin Flye	John R. Lynch	William E. Smith
John C. Bagby	Greenbury L. Fort	L. A. Mackey	Horace B. Strait
George A. Bagley	Charles Foster	Henry S. Magoon	William S. Stenger
John H. Baker	Chapman Freeman	C. D. MacDougall	Adlai E. Stevenson
William H. Baker	William P. Frye	George W. McCrary	William H. H. Stowell
Latimer W. Ballou	James A. Garfield	James W. McDill	Thomas Swann
Nathaniel P. Banks	Lucien C. Gause	William McFarland	John K. Tarbox
James B. Belford	John R. Goodin	Samuel F. Miller	Frederick H. Teece
Samuel N. Bell	Thomas M. Gunter	James Monroe	Philip F. Thomas
Henry W. Blair	Eugene Hale	Charles H. Morgan	Jacob M. Thornburgh
Richard P. Bland	John Hancock	Charles E. Nash	J. W. Throckmorton
James H. Blount	Jere Haralson	Lawrence T. Neal	Martin I. Townsend
Nathan B. Bradley	Aug. A. Hardenbergh	Jephtha D. New	Washington Townsend
John M. Bright	Benjamin W. Harris	Nelson I. Norton	John Q. Tufts
John Young Brown	Carter H. Harrison	William J. O'Brien	Nelson H. Van Vorhes
William R. Brown	Robert A. Hatcher	Addison Oliver	Henry Waldron
Horatio C. Burchard	Henry H. Hathorn	Charles O'Neill	Charles C. Walker
Samuel D. Burchard	William S. Haymond	John B. Packer	Gilbert C. Walker
John H. Burleigh	George W. Hendee	Horace F. Page	Alexander S. Wallace
Charles W. Butts	Thomas J. Henderson	Henry B. Payne	John W. Wallace
Alexander Campbell	Benjamin H. Hill	William A. Phillips	William W. Warren
Milton A. Candler	George F. Hear	Henry L. Pierce	Henry Waterson
Joseph G. Cannon	Solomon L. Hoge	Harris M. Plaisted	Erastus Wells
Thomas J. Cason	George C. Hoskins	Thomas C. Platt	G. Wiley Wells
Lucien B. Caswell	John F. House	Allen Potter	John D. White
Bernard G. Caulfield	Jay A. Hubbell	Joseph Powell	John O. Whitehouse
Simon B. Chittenden	Morton C. Hunter	Henry O. Pratt	Richard H. Whiting
Omar D. Conger	Stephen A. Hurlbut	William J. Purman	Scott Wike
William W. Crapo	John A. Hyman	Joseph H. Rainey	George Willard
Lorenzo Crounse	George A. Jenks	David Rea	Andrew Williams
Augustus W. Cutler	Frank Jones	John Reilly	Alpheus S. Williams
Lorenzo Danford	Charles H. Joyce	James B. Reilly	Charles G. Williams
Joseph J. Davis	John A. Kasson	John Robbins	James Williams
John M. Davy	Edward C. Kehrer	William M. Robbins	William B. Williams
Rzain A. DeBolt	William D. Kelley	Sobieski Ross	Benjamin A. Willis
Dudley C. Denison	Alanson M. Kimball	Jeremiah M. Rusk	Benjamin Wilson
Samuel A. Dobbins	William S. King	Ezekiel S. Sampson	James Wilson
Mark H. Dunnell	Lucius Q. C. Lamar	John S. Savage	Alan Wood, jr.
Benjamin T. Eames	George M. Landers	Milton Saylor	Fernando Wood
John R. Eden	Elbridge G. Lapham	Alfred M. Scales	William Woodburn
Albert G. Egbert	William Lawrence	Julius H. Seelye	L. D. Woodworth
James L. Evans	E. W. Leavenworth	C. H. Sinnickson	Jesse J. Yeates
Charles J. Faulkner	J. V. Le Moynes	Robert Smalls	Cassey Young

Those who voted in the negative are—

Mr. John D. C. Atkins	Mr. David B. Culberson	Mr. John K. Luttrell	Mr. William A. J. Sparks
John H. Bagley, jr.	George G. Dibrell	William P. Lynde	William M. Springer
Henry B. Bauning	Beverly B. Douglas	John A. McMahon	William H. Stanton
Jos. C. S. Blackburn	Jesse J. Finley	Edwin R. Meade	William Terry
Archibald M. Bliss	William H. Forney	Roger Q. Mills	Charles P. Thompson
Andrew R. Boone	Benjamin J. Franklin	Hernando D. Money	Jacob Turney
William P. Caldwell	John M. Glover	William Mutchler	John L. Vance
Nathan T. Carr	Andrew H. Hamilton	John F. Phillips	Robert B. Vance
George W. Cate	John T. Harris	Earley F. Poppleton	Alfred M. Waddell
John B. Clarke	William Hartzell	Americus V. Rice	Ansel T. Walling
John B. Clark, jr.	Ell J. Henkle	Haywood Y. Riddle	William Walsh
Hester Clymer	Charles E. Hooker	Charles B. Roberts	W. C. Whitthorne
Alex. G. Cochrane	Andrew Humphreys	Miles Ross	Peter D. Wigginton
Francis D. Collins	Thomas L. Jones	James Sheakley	Jere N. Williams.
Jacob P. Cowan	Lafayette Lane	Milton I. Southard	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chester W. Chapin	Mr. Randall L. Gibson	Mr. James H. Hopkins
William B. Anderson	Philip Cook	John Goode, jr.	Eppa Hunton
Thomas S. Ashe	Samuel S. Cox	Robert Hamilton	Frank H. Hurd
Lyman K. Bass	Chester B. Darrall	Henry R. Harris	J. Proctor Knott
George M. Beebe	George H. Durand	Julian Hartridge	Franklin Landers
Taul Bradford	Milton J. Durham	Charles Hays	Burwell B. Lewis
Aylett H. Buckner	E. John Ellis	Abram S. Hewitt	Scott Lord
George C. Cabell	David Dudley Field	Goldsmith W. Hewitt	Levi Maish
John H. Caldwell	Benoni S. Fuller	William S. Holman	Henry B. Metcalfe

Mr. Charles W. Milliken	Mr. John H. Reagan	Mr. William F. Slemmons	Mr. Elijah Ward
William R. Morrison	Milton S. Robinson	Alex. H. Stephens	Levi Warner
N. Holmes Odell	Gustave Schleicher	William H. Stone	William A. Wheeler
James Phelps	John G. Schumaker	John R. Tucker	William W. Wilshire
William A. Piper	Otho R. Singleton	John T. Wait	

So the motion to reconsider was laid on the table.

Mr. O'Brien having claimed the floor to submit a resolution notifying the Senate of the action of the House,

The Speaker stated that he had allowed a vote to be taken on every legitimate legislative motion. He had allowed the motion to reconsider to be voted upon whenever it has been made, so that the House might have an opportunity to correct any error it might have committed. The House has had an opportunity to vote on the motion to lay on the table the propositions themselves, and on the motions to reconsider the vote upon those propositions. Now, when the House has advanced to a declaration of its judgment on the objection to counting the vote from the State of Vermont, it is brought to the following paragraph of the law, as its guide and its mandatory instructions:

When the two houses have voted, they shall immediately again meet, and the presiding officer shall then announce the decision of the question submitted.

The Senate has notified the House of its action upon the objection to counting the vote from Vermont. The House has now reached its judgment upon the objection, and as far as the Chair is concerned it is his duty, by the terms of the act, mandatory and ministerial, to notify the Senate to that effect, and he would therefore direct the Clerk accordingly, and that the House is now ready to meet the Senate to proceed with the counting of the electoral votes for President and Vice-President.

The Senate, at 10 o'clock and 55 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair, as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses of Congress separately having considered and determined the objections to the certificate from the State of Vermont, their action thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of Henry L. Sollace, as an elector for the State of Vermont, be counted, together with the other four electoral votes of that State, the objections to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the vote of Henry N. Sollace, claiming to be an elector from the State of Vermont, be not counted.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the full electoral vote of the State of Vermont would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote of the State of Vermont accordingly.

The certificates from the States of Virginia and West Virginia were then opened by the presiding officer, handed to and read by the tellers, who (there being no objections thereto) announced the results.

The presiding officer having opened the certificates from the States of Wisconsin, handed the same to the tellers.

The same having been read,

Thereupon,

Mr. William P. Lynde, a Representative from the State of Wisconsin, presented the following objections, viz :

The undersigned Senators and Representatives object to the counting of the vote of Daniel L. Downs as one elector for the State of Wisconsin upon the following grounds namely :

That the said Daniel L. Downs held the office of pension surgeon and of examining surgeon for the Pension-Office by valid appointment under the laws of the United States prior to the 7th day of November, 1876, the day of the presidential election, and upon said day and upon the 6th day of December, 1876, at the time of his assuming to cast a vote as elector for the State of Wisconsin, and that he has continually held said office from a long period prior to the said 7th day of November, 1876, until the present time ; and the undersigned therefore state that said Downs, as pension surgeon and as examining surgeon for the Pension-Office as aforesaid, held an office of trust and profit under the United States on the day of the presidential election and on the day that he voted as an elector for the State of Wisconsin, and therefore could not be constitutionally appointed an elector for the State of Wisconsin or vote as such under the Constitution of the United States.

Wherefore the undersigned aver that the said Downs was not duly appointed an elector for the said State, and that his vote cannot be constitutionally counted. And the undersigned hereto annex the evidence of the facts above stated, and to be taken as a part of their objections.

W. H. BARNUM, Connecticut,
J. E. McDONALD, Indiana,
JAS. K. KELLY, Oregon,
HENRY COOPER, Tennessee,
JOHN W. JOHNSTON, Virginia,
Senators.

WM. P. LYNDE, Wisconsin,
J. F. PHILIPS, Missouri,
SAML. D. BURCHARD,
J. R. TUCKER, Virginia,
WM. M. SPRINGER,
A. V. RICE, Ohio,
JOHN L. VANCE, Ohio,
CASEY YOUNG, Tennessee,
H. D. MONEY,
Representatives.

WASHINGTON, D. C., February 3, 1877.

DANIEL L. DOWNS sworn and examined.

By Mr. SPARKS :

Question. Were you appointed elector in the State of Wisconsin in the last presidential election ?—Answer. I was.

Q. In what district ?—A. In the third congressional district.

Q. Did you sit as a member of the electoral college ?—A. I did.

Q. And voted ?—A. And voted.

Q. For whom were the electoral votes of Wisconsin cast ?—A. For Hayes and Wheeler.

Q. You were on the ticket and were elected ?—A. Yes.

Q. Did you hold any office under the Government of the United States at the time you were appointed elector ?—A. I can only give my opinion on that point. I never understood myself as holding an office. I held the position of examining surgeon for the Pension-Office.

Q. Did you hold that position at the time you were elected ?—A. I did.

Q. Did you hold it at the time you acted and voted ?—A. I did.

Q. And hold it now ?—A. Yes, sir.

Q. How long have you held it?—A. My recollection is that I received the appointment in 1863.

Q. And that has continued up to the present time?—A. It has continued up to the present time.

Q. Have you your appointment with you?—A. I have not.

Q. It was in writing?—A. Yes, sir.

Q. By whom were you appointed?—A. By the Commissioner of Pensions.

Q. Did you derive any profit from the position?—A. I did. The compensation is fixed by law. In the first instance, when I was first appointed, I received nothing from the United States Government. The law was then changed so that I received \$1.50 for each examination, which was paid by the applicant and was refunded to him on the first payment of his pension. The law has been since changed, so that now I have a fee which is paid by the Government of the United States.

Q. How much from each applicant?—A. Two dollars from each person referred to me for examination and examined.

Q. How many applicants do you examine a year?—A. The biennial examination would probably amount to sixty persons. In the other odd year, there would be some fifteen or twenty examinations in the course of a year.

Q. How many examinations would that make annually?—A. Probably an average of forty.

By Mr. BURCHARD:

Q. There is no salary connected with your position?—A. No, sir.

Q. Nothing but a fee?—A. A fee in each case.

Q. At first it was paid by the applicant?—A. Yes.

Q. When was the law changed?—A. I cannot tell you.

Q. Are you now paid on a statement of account?—A. Yes; I render a monthly account, and return the notice of reference with my accounts to the Pension-Office.

Q. Was there any question raised as to your eligibility as a presidential elector?—A. Not before the election; there was after the election.

By Mr. LAWRENCE:

Q. It never was mentioned before the election?—A. Not that I know of.

Q. How many examining surgeons are there in your county?—A. None besides myself.

Q. How many in the congressional district?—A. I cannot answer; I know three or four.

By Mr. SPARKS:

Q. You say that at first the applicant paid the fee of \$1.50?—A. Yes, sir.

Q. And that was refunded to the applicant by the Government?—A. That was my understanding of it.

Q. So that the Government paid it?—A. Yes.

Q. When was the law changed that you got \$2 for each examination?—A. I cannot tell you the time; my recollection is that it was about 1868 or 1870.

Q. Since then the fee has been \$2 for each examination, and has been paid by the Government?—A. Yes.

Q. At what period is that paid?—A. Monthly. I make out a monthly statement of the business done by me and send it to the Pension-Office, together with the order of reference. The Pension-Office approves of the account and returns it, and it goes to the pension-agent of the district and he pays it.

By Mr. BURCHARD:

Q. You did not suppose that you were ineligible as a presidential elector, and do not suppose it now?—A. No, sir; that was not my understanding.

Q. And no one else supposed so, to your knowledge?—A. No, sir; I understand that I was simply an employé of the Pension-Office.

By the CHAIRMAN:

Q. When did you receive your appointment?—A. My recollection is that I received it in 1863. I cannot state positively.

By Mr. BURCHARD:

Q. The examination biennially is of the same or nearly the same persons, is it not?—A. Of the same persons exactly; all persons except those who are termed permanently disabled have to be examined biennially, simply to ascertain whether a continuation of the disabilities exists.

By Mr. SPARKS:

Q. There is a list of persons whom you examine biennially?—A. Yes, sir.

Q. And then there are original applicants constantly coming in for examination?—A. Yes, sir.

Q. And you receive \$2 *per capita* for each examination?—A. Yes, sir.

Q. Where is your appointment?—A. I am not positive whether I have it in my possession at home or not. I think I have.

Q. What other duties do you perform besides mere examination?—A. Not any, except that I make a report after I make the examination. I send the certificate of each examination directly to the Pension-Office, excepting the certificates of biennial examination. These go to the pension-agent and duplicates to the Pension-Office.

Q. Do you make any other report except those certificates?—A. No; except that I make out an account monthly of the names of the persons examined, and return them with the orders of examination in order to get my pay.

Q. You draw your pay monthly on those vouchers?—A. Yes, sir.

Q. By whom were you sworn in as examining surgeon?—A. I think I was not sworn in at all, but I would not state positively, as it is a good many years since.

Q. If it is the rule to swear in examining surgeons, you doubtless were sworn in?—A. Yes, sir; I suppose so. I have no recollection at all on the subject. I know that I never received any commission beyond simply the appointment in writing.

DEPARTMENT OF THE INTERIOR, PENSION-OFFICE,
Washington, D. C., February 8, 1877.

DEAR SIR: Yours of the 6th instant, requesting a certificate of the appointment of Dr. Daniel W. Downs as pension-surgeon at Richland Center, Richland County, Wisconsin, the time of his appointment, the amount of fees received by him in the years 1875 and 1876, and whether he has ever resigned, and whether he now holds and has held such position since his first appointment, was received on yesterday, but owing to the illness of the medical referee, who has charge of the papers relating to the surgeons employed by the office, I could not sooner get at the information which you desire.

Dr. Daniel L. Downs, of Richland Center, Richland County, Wisconsin, was first employed by the Commissioner of Pensions to make examinations to be used in pension cases as early as May, 1863, and, excepting for the period of his service in the Army during the late rebellion, cases have been occasionally sent to him for examination all along down from that date. In 1875 he made twenty-three examinations, and in 1876 he made thirty-five examinations, receiving for his services \$2 for each examination. So far as I am informed, he has never declined to make examinations which have been requested; and he is still employed to make examinations in pension cases in his neighborhood. The last order for a claimant to appear before him to be examined was made as late as the 3d instant.

The above statement does not include biennial examinations which he may have made in 1875, the number of which I cannot readily ascertain, as the certificates of such examinations are sent by the examining surgeon to the pension-agent who pays the pension.

I suppose you must be in error as to the name being Daniel W., as no other surgeon at that place named Downs has been employed as herein stated than the Daniel L. above referred to.

Very respectfully, your obedient servant,

J. A. BENTLEY,
Commissioner of Pensions.

Hon. J. R. TUCKER,
House of Representatives.

The same having been read by the Clerk of the House,

The presiding officer then having asked for further objections to the said certificates, and none being presented, thereupon announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

Whereupon

The Senate, at 11 o'clock and 27 minutes p. m., withdrew to their chamber.

Whereupon

The House resumed its session.

Mr. Mills submitted the following preamble and resolutions:

Whereas on the 7th day of November, 1876, an election was held in the several States of the Union for electors of President and Vice-President for the term of four years from the 4th day of March, 1877, at which election the majority of said electors favorable to the election of Samuel J. Tilden for President and Thomas A. Hendricks for Vice-Pres-

ident were duly and constitutionally elected by the qualified voters of the several States; and

Whereas the returns of said election in the States of Louisiana and Florida were duly made to the officers in said States whose duty it was under the laws of the same to aggregate the votes of the States aforesaid and certify the names of electors so chosen by the qualified electors in accordance with law; and

Whereas said return-officers willfully, corruptly, and fraudulently suppressed the votes of those electors who were duly and legally elected, and falsely and fraudulently certified the election of persons who were defeated at the ballot-box; and

Whereas the governors of said States falsely and fraudulently gave certificates of election of said persons who were defeated and refused them to those persons who were elected; and

Whereas said false and fraudulent certificates were referred to a commission to investigate and report to Congress the true constitutional electoral votes in said States; and

Whereas said commission refused to investigate the question as to who were the true constitutional electors chosen by the qualified voters of said States; and

Whereas it appears in the count of the electoral votes in the presence of the Senate and House of Representatives, on account of said frauds in suppressing the true votes and certifying the false ones, that Samuel J. Tilden, though having received a majority of the electoral votes cast at the ballot-box in the several States, has not a majority in said joint count of all electors appointed in accordance with the terms of the Constitution; and

Whereas Rutherford B. Hayes has not received a majority of the constitutional electors duly and legally appointed, and the contingency provided for by the Constitution having happened when it becomes the duty of the House of Representatives to proceed immediately to the election of a President of the United States for the ensuing four years: Therefore,

Resolved by the House of Representatives, That said House will proceed immediately, in obedience to the Constitution, to choose a President from the persons having the highest number not exceeding three on the list of those voted for as President.

When

Mr. Lynde moved that the House take a recess until 10 o'clock a. m. to-morrow.

Pending which,

A message from the Senate, by Mr. Gorham, its Secretary:

Mr. Speaker: I am directed by the Senate to inform the House that the Senate have adopted a resolution that the vote of Daniel L. Downs, as an elector for the State of Wisconsin, be counted, together with the other nine electoral votes of that State, the objections made thereto to the contrary notwithstanding. I am also directed to notify the House of Representatives that the Senate is now ready to proceed with the count of the electoral vote for President and Vice-President.

Pending the said motion for a recess,

Mr. Lynde, by unanimous consent, submitted the following resolution. viz:

Resolved, That the vote of Daniel L. Downs as an elector of the State of Wisconsin should not be counted, because he held an office of trust and profit under the United States, and, therefore, was not constitutionally appointed an elector by the said State of Wisconsin.

The question was then put,
Will the House now take a recess until 10 o'clock a. m. to-morrow?

And it was decided in the negative, { Yeas..... 99
Nays..... 148
Not voting..... 43

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Rezin A. DeBolt	Mr. John K. Luttrell	Mr. William E. Smith
Thomas S. Ashe	George G. Dibrell	William P. Lynde	Milton I. Southard
John D. C. Atkins	Beverly B. Douglas	L. A. Mackey	William A. J. Sparks
John H. Bagley, jr.	Albert G. Egbert	Levi Maish	William M. Springer
Henry B. Banning	Charles J. Faulkner	William McFarland	William H. Stanton
George M. Beebe	David Dudley Field	John A. McMahon	William S. Stenger
Jos. C. S. Blackburn	Jesse J. Finley	Edwin R. Meade	William H. Stone
Richard P. Bland	William H. Forney	Roger Q. Mills	Frederick H. Teese
Archibald M. Bliss	Benjamin J. Franklin	Hernando D. Money	William Terry
James H. Blount	John M. Glover	William R. Morrison	Charles P. Thompson
Andrew K. Boone	Thomas M. Gunter	William Mutchler	John R. Tucker
John M. Bright	Andrew H. Hamilton	William J. O'Brien	Jacob Turney
William P. Caldwell	John T. Harris	Henry B. Payne	John L. Vance
Alexander Campbell	William Hartzell	John F. Phillips	Robert B. Vance
Nathan T. Carr	Eli J. Henkle	Earley F. Poppleton	Gilbert C. Walker
George W. Cate	Abram S. Hewitt	James B. Reilly	Ansel T. Walling
Bernard G. Caulfield	Charles E. Hooker	Americus V. Rice	William Walsh
John B. Clarke	John F. House	Haywood Y. Riddle	W. C. Whitthorne
John B. Clark, jr.	Andrew Humphreys	William M. Robbins	Peter D. Wigginton
Hicster Clymer	Frank H. Hurd	Charles B. Roberts	Scott Wike
Alex. G. Cochrane	George A. Jenks	Miles Ross	Jere N. Williams
Francis D. Collins	Thomas L. Jones	John S. Savage	Benjamin Wilson
Jacob P. Cowan	Franklin Landers	Milton Saylor	Jesse J. Yeates
Samuel S. Cox	George M. Landers	Alfred M. Scales	Casey Young.
David B. Culberson	Lafayette Lane	James Sheakley	

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. E. W. Leavenworth	Mr. Robert Smalls
John C. Bagby	Charles Foster	William M. Levy	A. Herr Smith
George A. Bagley	Chapman Freeman	Scott Lord	Horace B. Strait
John H. Baker	William P. Frye	John R. Lynch	Adlai E. Stevenson
William H. Baker	James A. Garfield	Henry S. Magoon	William H. H. Stowell
Latimer W. Ballou	Lucien C. Gause	C. D. MacDougall	Thomas Swann
Nathaniel P. Banks	John Goode, jr.	George W. McCrary	John K. Tarbox
James B. Belford	John R. Goodin	James W. McDill	Philip F. Thomas
Samuel N. Bell	Eugene Hale	Samuel F. Miller	Jacob M. Thornburgh
Henry W. Blair	John Hancock	James Monroe	J. W. Throckmorton
Nathan B. Bradley	Jere Haralson	Charles H. Morgan	Martin I. Townsend
John Young Brown	Aug. A. Hardenbergh	Charles E. Nash	Washington Townsend
William R. Brown	Benjamin W. Harris	Lawrence T. Neal	John Q. Tufts
Aylett H. Buckner	Carter H. Harrison	Jeptha D. New	Nelson H. Van Vorhes
Horatio C. Burchard	Robert A. Hatcher	Nelson I. Norton	Henry Waldron
Samuel D. Burchard	Henry H. Hathorn	Addison Oliver	Charles C. B. Walker
John H. Burleigh	William S. Haymond	Charles O'Neill	Alexander S. Wallace
Charles W. Butts	George W. Hendee	John B. Packer	John W. Wallace
Milton A. Candler	Thomas J. Henderson	Horace F. Page	Henry Watterson
Joseph G. Cannon	George F. Hoar	William A. Phillips	Erastus Wells
Thomas J. Cason	Solomon L. Hoge	Henry L. Pierce	John D. White
Simcoe B. Chittenden	William S. Holman	Harris M. Plaisted	John O. Whitehouse
Omar D. Conger	George G. Hoskins	Thomas C. Platt	Richard H. Whiting
William W. Crapo	Jay A. Hubbell	Allen Potter	George Willard
Lorenzo Crounse	Morton C. Hunter	Joseph Powell	Andrew Williams
Augustus W. Cutler	Stephen A. Hurlbut	Joseph H. Rainey	Alpheus S. Williams
Lorenzo Danford	John A. Hyman	David Rea	Charles G. Williams
Chester B. Darrall	Charles H. Joyce	John Reilly	James Williams
John M. Davy	John A. Kasson	John Robbins	William B. Williams
Dudley C. Denton	Edward C. Kehr	Milton S. Robinson	Benjamin A. Willis
Samuel A. Dobbins	William D. Kelley	Sobieski Ross	William W. Wilshire
Mark H. Dunnell	Alanson M. Kimbal	Jeremiah M. Rusk	James Wilson
Benjamin T. Eames	William S. King	Ezekiel S. Sampson	Alan Wood, jr.
John R. Eden	J. Proctor Knott	Gustave Schleichner	Fernando Wood
James L. Evans	Lucius Q. C. Lamar	Julius H. Seelye	William Woodburn
William H. Felton	Elbridge G. Lapham	Otho R. Singleton	L. D. Woodworth.
Edwin Flye	William Lawrence	C. H. Sinnicksen	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Milton J. Durham	Mr. Eppa Hunton	Mr. John H. Reagan
William B. Anderson	E. John Ellis	Frank Jones	John G. Schumaker
Lyman K. Bass	Benoni S. Fuller	J. V. Le Moyne	William F. Slemmons
Taul Bradford	Randall L. Gibson	Burwell B. Lewis	Alex. H. Stephens
George C. Cabell	Robert Hamilton	Henry B. Metcalfe	Alfred M. Waddell
John H. Caldwell	Henry R. Harris	Charles W. Milliken	John T. Wait
Lucien B. Caswell	Julian Hartridge	N. Holmes Odell	Eljah Ward
Cu-ster W. Chapin	Charles Hays	James Phelps	Levi Warner
Philip Cook	Goldsmith W. Hewitt	William A. Piper	William W. Warren
Joseph J. Davis	Benjamin H. Hill	Henry O. Pratt	William A. Wheeler.
George H. Durand	James H. Hopkins	William J. Purman	

So the House refused to take a recess.

Mr. Fernando Wood moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following proposition, viz :

A motion for the previous question to be entertained on the order offered by Mr. Lynde and the amendment of Mr. Mills, if offered in a shape to be in order. The House then to take a recess until Friday, March 2, until 10 o'clock a. m., and the vote upon the main question to be taken at 1 o'clock p. m. to-morrow.

Mr. Hooker made the point of order that, as the motion of Mr. Wood proposed a recess, the same was not in order, a motion for a recess having just been voted upon.

The Speaker sustained the point of order.

The question then recurred on the resolution submitted by Mr. Lynde. Pending which,

Mr. Caswell submitted the following amendment, viz :

Resolved, That the vote of D. L. Downs be counted with the other votes of the electors of the State of Wisconsin, the objections thereto notwithstanding.

After two hours' debate,

Mr. Garfield demanded the previous question; which was seconded and the main question ordered.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

The question was then put, viz :

Will the House agree to the amendment submitted by Mr. Caswell?

And it was decided in the negative, { Yeas 136
Nays 136
Not voting 0

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Lorenzo Danford	Mr. George G. Hoskins	Mr. Ezekiel S. Sampson
John C. Bagby	Chester B. Darrall	Charles H. Joyce	C. H. Sianickson
George A. Bagley	John M. Davy	John A. Kasson	Robert Smalls
John H. Baker	Dudley C. Denison	Alanson M. Kimball	A. Herr Smith
William H. Baker	Samuel A. Dobbins	Elbridge G. Lapham	Horace B. Strait
Latimer W. Ballou	Mark H. Dunnell	William Lawrence	William H. H. S. S.
Nathaniel P. Banks	Benjamin T. Eames	John R. Lynch	Jacob M. Thorne
James B. Belford	James L. Evans	L. A. Mackey	Nelson H. Van Vorst
Henry W. Blair	Edwin Flye	Henry S. Magoon	Henry Waldron
Nathan B. Bradley	Greenbury L. Fort	C. D. MacDougall	Alexander S. Wallace
William R. Brown	Charles Foster	Charles H. Morgan	John W. Wallace
Horatio C. Burchard	Chapman Freeman	Charles E. Nash	William W. Warren
Charles W. Butts	John R. Goodin	Nelson I. Norton	John D. White
Joseph G. Cannon	Jere Haralson	Charles O'Neill	George Willard
Thomas J. Cason	Henry H. Hathorn	John B. Packer	Charles G. Williams
Lucien B. Caswell	William S. Haymond	William A. Phillips	William B. Williams
Simson B. Chittenden	George W. Hendee	Henry O. Pratt	Alan Wood Jr.
Omar D. Conger	Thomas J. Henderson	Milton S. Robinson	William Woodworth
William W. Crapo	Solomon L. Hoge	Jeremiah M. Rusk	L. D. Woodworth
Lorenzo Crounse			

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. George W. Cate	Mr. Jesse J. Finley	Mr. Eli J. Henkle
Thomas S. Ashe	Bernard G. Caulfield	William H. Forney	George F. Hoar
John D. C. Atkins	John B. Clarke	Benjamin J. Franklin	William S. Hoar
John H. Bagley, jr.	John B. Clark, jr.	William P. Frye	John F. House
Henry B. Banning	Hester Clymer	James A. Garfield	Jay A. Hubbell
Samuel N. Bell	Alex. G. Cochrane	Lucien C. Gause	Andrew Humphreys
Jos. C. S. Blackburn	Francis D. Collins	John M. Glover	Frank E. Hart
Richard P. Bland	Phillip Cook	John Goode, jr.	John A. Hyman
Archibald M. Bliss	Jacob P. Cowan	Andrew H. Hamilton	George A. Jenks
Andrew R. Boone	Augustus W. Cutler	John Hancock	Thomas L. Jones
John M. Bright	Rezin A. DeBolt	Ang. A. Hardenbergh	William D. Keiser
John Young Brown	George G. Dibrell	Benjamin W. Harris	William S. Kent
Samuel D. Burchard	Beverly B. Douglas	John T. Harris	J. Proctor Knott
John H. Caldwell	John R. Eden	Carter H. Harrison	Lucius Q. C. Lester
William P. Caldwell	Albert G. Egbert	William Hartwell	Franklin Landon
Milton A. Canuler	E. John Ellis	Robert A. Hatcher	George M. Lano

Mr. Lafayette Lane	Mr. Henry L. Pierce	Mr. James Sheakley	Mr. Alfred M. Waddell
William M. Levy	Harris M. Plaisted	Otho R. Singleton	Gilbert C. Walker
Levi Maish	Thomas C. Platt	Milton I. Southard	Ansel T. Walling
George W. McCrary	Earley F. Poppleton	William A. J. Sparks	Henry Watterson
James W. McDill	Allen Potter	William M. Springer	Erastus Wells
John A. McMahon	Joseph H. Rainey	William H. Stanton	G. Wiley Wells
Edwin R. Meade	David Rea	William S. Stenger	Richard H. Whiting
Samuel F. Miller	John Reilly	William H. Stone	W. C. Whitthorne
Roger Q. Mills	James B. Reilly	Frederick H. Teese	Peter D. Wigginton
James Monroe	Americus V. Rice	William Terry	Scott Wike
William R. Morrison	Haywood V. Riddle	Charles P. Thompson	Andrew Williams
William Mutchler	John Robbins	J. W. Throckmorton	Alpheus S. Williams
Lawrence T. Neal	Miles Ross	Washington Townsend	James Williams
Jeptha D. New	Sobieski Ross	John R. Tucker	Jere N. Williams
William J. O'Brien	John S. Savage	John Q. Tufts	Benjamin A. Willis
Addison Oliver	Milton Saylor	Jacob Tarney	James Wilson
Horace F. Page	Alfred M. Scales	John L. Vance	Fernando Wood
John F. Phillips	Julius H. Seelye	Robert B. Vance	Jesse J. Yeates.

Those not voting are—

Mr. Josiah G. Abbott	Mr. Benoni S. Fuller	Mr. J. V. Le Moyne	Mr. John G. Schumaker
William B. Alderson	Randall L. Gibson	Burwell B. Lewis	William F. Siemons
Lyman K. Bass	Thomas M. Gunter	Scott Lord	William E. Smith
George M. Beebe	Eugene Hale	John K. Luttrell	Alex. H. Stephens
James H. Blount	Robert Hamilton	William P. Lynde	Adlai E. Stevenson
Taul Bradford	Henry R. Harris	William McFarland	Thomas Swann
Aylett H. Buckner	Julian Hartridge	Henry B. Metcalfe	John K. Tarbox
John H. Burleigh	Charles Hays	Charles W. Milliken	Philip F. Thomas
George C. Cabell	Abram S. Hewitt	Hernando D. Money	Martin I. Townsend
Alexander Campbell	Goldsmith W. Hewitt	N. Holmes Odell	John T. Wait
Nathan T. Carr	Benjamin H. Hill	Henry B. Payne	Charles C. B. Walker
Chester W. Chapin	Charles E. Hooker	James Phelps	William Walsh
Samuel S. Cox	James H. Hopkins	William A. Piper	Elijah Ward
David B. Culbertson	Morton C. Hunter	Joseph Powell	Levi Warner
Joseph J. Davis	Eppa Hunton	William J. Purman	William A. Wheeler
George H. Durand	Stephen A. Hurlbut	John H. Reagan	John O. Whitehouse
Milton J. Durham	Frauk Jones	William M. Robbins	William W. Wilshire
Charles J. Faulkner	Edward C. Kehr	Charles B. Roberts	Benjamin Wilson
William H. Felton	E. W. Leavenworth	Gustave Schleicher	Casey Young.
David Dudley Field			

So the amendment of Mr. Caswell was not agreed to.

The question then recurring on the resolution of Mr. Lynde, the same was agreed to.

Mr. Lynde moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate with the action of the House, and that the House is now ready to receive the Senate to complete the counting of the electoral votes.

The Senate, at 4 o'clock and 5 minutes a. m., (Friday, March 2, 1877,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses of Congress separately having considered and determined the objections to the certificates from the State of Wisconsin, their action thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of Daniel L. Downs, as an elector for the State of Wisconsin, be counted, together with the other nine electoral votes of that State, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Resolved, That the vote of Daniel L. Downs, as an elector of the State

of Wisconsin, should not be counted, because he held an office of trust and profit under the United States, and therefore was not constitutionally appointed an elector by said State of Wisconsin.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the full electoral vote of the State of Wisconsin would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote of the State of Wisconsin accordingly.

The presiding officer thereupon announced the conclusion of the counting of the electoral votes of the thirty-eight States of the Union, in conformity with the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, 1877," approved January 29, 1877, and directed the tellers to ascertain and report the result.

Hon. William B. Allison, a Senator from the State of Iowa, one of the tellers, thereupon announced the result as follows, viz:

List of votes for President and Vice President of the United States for the constitutional term to commence on the 4th day of March, 1877.

Number of electoral votes to which each State is entitled.	States.	For President.		For Vice-President.	
		Rutherford B. Hayes, of Ohio.	Samuel J. Tilden, of New York.	William A. Wheeler, of New York.	Thomas A. Hendricks, of Indiana.
10	Alabama		10		
6	Arkansas		6		
6	California	6	6	6	
3	Colorado		3	3	
6	Connecticut	3	6	3	
3	Delaware		3		
4	Florida	4		4	
11	Georgia		11		
21	Illinois	21		21	
15	Indiana		15		
11	Iowa	11		11	
5	Kansas	5		5	
12	Kentucky		12		
8	Louisiana	8			
7	Maine	7			
8	Maryland		8		
13	Massachusetts	13		13	
11	Michigan		11	11	
5	Minnesota	5		5	
8	Mississippi		8		
15	Missouri		15		
3	Nebraska	3		3	
3	Nevada	3		3	
5	New Hampshire	5		5	
9	New Jersey		9		
35	New York		35		
10	North Carolina		10		
22	Ohio	22		22	
3	Oregon	3		3	
29	Pennsylvania	29		29	
4	Rhode Island	4		4	
7	South Carolina	7		7	
12	Tennessee		12		
8	Texas		8		
5	Vermont	5		5	
11	Virginia		11		
5	West Virginia		5		
10	Wisconsin	10		10	
369	Total	185	184	183	184

The presiding officer thereupon said :

The whole number of the electors appointed to vote for President
and Vice-President of the United States is..... 369
Of which a majority is..... 185

The state of the vote for President of the United States as delivered
by the tellers, and as determined under the act of Congress approved
January 29, 1877, is :

For Rutherford B. Hayes, of Ohio..... 185

For Samuel J. Tilden, of New York..... 184

The state of the vote for Vice-President of the United States as delivered
by the tellers, and as determined under the act of Congress approved
January 29, 1877, is :

For William A. Wheeler, of New York..... 185

For Thomas A. Hendricks, of Indiana..... 184

Wherefore, I do declare—

That Rutherford B. Hayes, of Ohio, having received a majority of the
whole number of electoral votes, is duly elected President of the United
States for your years, commencing on the 4th day of March, 1877.

And that William A. Wheeler, of New York, having received a majority
of the whole number of electoral votes, is duly elected Vice-President
of the United States for four years, commencing on the 4th
day of March, 1877.

The presiding officer further stated that the count of the electoral
vote for President and Vice-President of the United States being now
completed, the joint meeting of the two houses of Congress is now dissolved,
and the Senate will accordingly return to their chamber.

Whereupon,

The Senate, at 4 o'clock and ten minutes a. m., (Friday, March 2, 1877,) withdrew to their chamber.

Whereupon,

The House resumed its session.

And then,

On motion of Mr. Tucker, at 4 o'clock and twelve minutes a. m., (Friday, March 2, 1877,) the House adjourned.

FRIDAY, MARCH 2, 1877.

The following memorials, petitions, and other papers were laid on
the Clerk's desk, under the rule, and referred as follows, viz :

By the Speaker: The petition of citizens of Shingle Creek, Orange
County, Florida, for cheap telegraphy, to the Committee on the Post-
Office and Post-Roads.

By Mr. Ainsworth: Two petitions, one from J. G. Stroble and 28 others,
the other from Peter Klink and 125 others, citizens of Iowa, that
the office of President of the United States be abolished and that the
executive duties of the Government devolve upon a commission appointed
by Congress, to the Committee on the Revision of the Laws.

By Mr. William H. Baker: The petition of citizens of New York, that
all pensioners be paid from the date of their discharge from the Army,
and for the removal of the limitation upon the time in which to apply
for pensions, to the Committee on Invalid Pensions.

By Mr. Ballou: The petition of the quarterly conference of the Methodist
Episcopal Church, Marshalltown, Iowa, for a commission of inquiry
concerning the alcoholic-liquor traffic;

By Mr. Blair: The petition of J. C. Armstrong and other citizens of Marshall County, Michigan, of similar import; to the Committee on the Judiciary.

By Mr. Bradley: Resolution of the legislature of Michigan, asking that a survey be made of Portage Lake with a view of constructing a harbor of refuge, to the Committee on Commerce.

By Mr. Frye: The petition of citizens of Marshalltown, Iowa, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Goodin: Concurrent resolution of the legislature of Kansas, favoring the passage of a law in aid of the construction of the Texas Pacific Railroad, to the Committee on the Pacific Railroad.

By Mr. Hatcher: The petition of citizens of Washington County, Missouri, for cheap telegraphy;

By Mr. Jenks: The petition of J. D. Fowler and 35 other citizens of Washington Territory, of similar import;

By Mr. Luttrell: Two petitions, one from J. C. Crigler and others, the other from John S. Hutchins and others, of Butler County, California, of similar import; to the Committee on the Post-Office and Post-Roads.

By Mr. Rice: The petition of the orphans of Captain Presley N. Guthrie, for an increase of their pension, to the Committee on Invalid Pensions.

By Mr. Strait: The petition of 120 citizens of Renville County, Minnesota, that Congress declare the lands granted to the State of Minnesota to aid in the construction of a railroad from Hastings to the western boundary of the State forfeited to the United States Government unless the construction of said road is proceeded with immediately, to the Committee on Public Lands.

On motion of Mr. Walling,

Ordered, That there be a call of the House.

The roll having been called,

The following-named members failed to answer to their names, viz:

Messrs. William B. Anderson, George A. Bagley, Nathaniel P. Banks, Lyman K. Bass, George M. Beebe, James B. Belford, Henry W. Blair, Richard P. Bland, James H. Blout, John H. Burleigh, George C. Cabell, William P. Caldwell, Nathan T. Carr, Lucien B. Caswell, Bernard G. Caulfield, John B. Clarke, David B. Culberson, John M. Davy, Rezin A. DeBolt, George H. Durand, Charles J. Faulkner, Greenbury L. Fort, Randall L. Gibson, John R. Goodin, Andrew H. Hamilton, Charles Hays, Eli J. Henkle, Goldsmith W. Hewitt, George F. Hoar, Solomon L. Hoge, George G. Hoskins, Andrew Humphreys, Eppa Hunton, Stephen A. Hurlbut, John A. Hyman, George A. Jenks, Frank Jones, Thomas L. Jones, John A. Kasson, William S. King, Franklin Landers, Lafayette Lane, William M. Levy, Burwell B. Lewis, Scott Lord, L. A. Mackey, Levi Maish, Henry B. Metcalfe, Charles W. Milliken, Hernando D. Money, James Monroe, William Mutchler, Charles E. Nash, Nelson I. Norton, James Phelps, John F. Phillips, William A. Piper, Harris M. Plaisted, Earley F. Poppleton, Joseph Powell, William J. Purman, David Rea, James B. Reilly, Americus V. Rice, Sobieski Ross, John S. Savage, Milton Sayler, Alfred M. Scales, James Sheakley, Clement H. Sinnickson, William F. Slemons, William A. J. Sparks, Alexander H. Stephens, William H. H. Stowell, Charles O. B. Walker, John W. Wallace, Levi Warner, Henry Watterson, G. Wiley Wells, William A. Wheeler, William W. Wilshire, Alan Wood, jr., Fernando Wood, Laurin D. Woodworth, Jesse J. Yeates.

And then,

A quorum being present, by unanimous consent all further proceedings under the call were dispensed with.

Mr. Douglas, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz

Resolved, That William H. Penn, one of the assistant doorkeepers of this House, be paid out of the contingent fund of the House the sum of \$2 per day from the 11th day of January, 1877, to the 4th day of March ensuing.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker. The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 256. An act for the relief of Herman Holman, of Terre Haute, Indiana.

H. R. 1016. An act for the relief of Virginia E. White, of Ohio County, West Virginia.

H. R. 4117. An act for the relief of Colonel Frank L. Woolford, late of the First Kentucky Cavalry Volunteers, of certain disabilities.

The Senate have passed bills of the following titles, viz:

S. 1243. An act to repeal the statute forbidding appointments and promotions in the staff of the Army; and

S. 1284. An act for the relief of William L. Hickam, of Missouri; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4559, (deficiency appropriations.)

The Senate have concurred in the following resolutions of the House, viz:

A resolution to print extra copies of the report of the Commissioner of Fish and Fisheries for the years 1873, 1874, and 1875;

A resolution for printing extra copies of the report of the Smithsonian Institution for the year 1876; and

A resolution for printing the report of R. W. Raymond on mining statistics for the year 1875.

Mr. Hancock (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved by the House of Representatives, That the sum of \$1,300, or so much thereof as may be necessary, be paid out of the contingent fund of the House to pay the following pages, not provided, for who have served during this session, namely, William B. Hester, session; C. S. Henry, session; Frank Sebring, session; G. W. Webber, session; Joseph A. Callahan, session, and to George B. Bilton, F. M. Shultus, and Eden E. Finley for the time served by them; and the Committee of Accounts is hereby directed to audit the claims of said pages upon the facts of the service rendered by the aforesaid persons.

Mr. Waddell moved to suspend the rules, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas J. Madison Wells, L. M. Kenner, G. Casanave, and T. C. Anderson, now held in custody of the Sergeant-at-Arms of this House for contempt in refusing to answer questions and deliver books and papers, are, in the judgment of this House, the peers of the majority of the Electoral Commission, who have completed the work of said Wells, Kenner, Casanave, and Anderson, with greater contempt for and defiance of

this House and the public opinion of the country than was exhibited by them; and

Whereas justice demands that each of the said returning boards should occupy the same position, and this House has no power to confine the majority of the Electoral Commission: Therefore,

Resolved, That the said Wells, Kenner, Casanave, and Anderson be forthwith discharged and set at liberty, in order that they may assist the said majority of the Electoral Commission in inaugurating the person whom they have jointly counted into the office of the President of the United States over the votes of a large majority of the legal voters of the country.

And the question being put,
Shall the rules be suspended?

It was decided in the negative,	{	Yeas.....	20
		Nays.....	115
		Not voting.....	155

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Jos. C. S. Blackburn	Mr. Joseph J. Davis	Mr. John K. Luttrell	Mr. Miles Ross
Archibald M. Bliss	George G. Dibrell	N. Holmes Odell	William F. Simons
Andrew R. Boone	Benoni S. Fuller	James B. Reilly	William Terry
Nathan T. Carr	Andrew H. Hamilton	Americus V. Rice	John L. Vance
George W. Cate	Franklin Landers	William M. Robbins	Alfred M. Waddell
Jacob P. Cowan			

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Albert G. Egbert	Mr. William Lawrence	Mr. Robert Smalls
Lucien L. Ainsworth	James L. Evans	E. W. Leavenworth	A. Herr Smith
George A. Bagley	Edwin Flye	Scott Lord	William E. Smith
William H. Baker	Greenbury L. Fort	John R. Lynch	Horace B. Strait
Latimer W. Ballou	Charles Foster	L. A. Mackey	Adlai E. Stevenson
Nathaniel P. Banks	Chapman Freeman	Henry S. Magoon	William H. H. Stovel
Henry W. Blair	William P. Frye	George W. McCrary	Thomas Swann
Richard P. Bland	Eugene Hale	James W. McDill	John K. Tarbox
Nathan B. Bradley	John Hancock	James Monroe	Jacob M. Thornburgh
William R. Brown	Jere Haralson	Jephtha D. New	Martin I. Townsend
Horatio C. Burchard	Aug. A. Hardenbergh	Nelson I. Norton	Washington Townsend
John H. Burleigh	Benjamin W. Harris	Addison Oliver	John Q. Tufts
Chilton W. Butts	Henry R. Harris	Charles O'Neill	Nelson H. Van Vorst
Lucien B. Caswell	Carter H. Harrison	Horace F. Page	John T. Wait
Chester W. Chapin	Robert A. Hatcher	Henry B. Payne	Harry Waldron
Simon B. Chittenden	Henry H. Hathorn	William A. Phillips	Alexander S. Wallace
Omar D. Conger	George W. Hendee	Henry L. Pierce	John W. Wallace
Lorenzo Crounse	Thomas J. Henderson	Thomas C. Platt	Elijah Ward
David B. Culberson	Abram S. Hewitt	Joseph Powell	John D. White
Augustus W. Cutler	Solomon L. Hoge	Henry O. Pratt	John O. Whitehouse
Lorenzo Danford	James H. Hopkins	Joseph H. Rainey	George Willard
Chester B. Darrall	George G. Hoskins	John H. Reagan	Andrew Williams
John M. Davy	Jay A. Hubbell	Milton S. Robinson	Charles G. Williams
Rezin A. DeBolt	John A. Hyman	Sobieski Ross	James Williams
Dudley C. Denison	Charles H. Joyce	Jeremiah M. Rusk	William B. Williams
Samuel A. Dobbins	Edward C. Kehr	Ezekiel S. Sampson	Benjamin A. Willis
Mark H. Dunnell	William D. Kelley	John S. Savage	James Wilson
Benjamin T. Eames	Alanson M. Kimball	Julius H. Seelye	Fernando Wood
	Elbridge G. Lapham	C. H. Sinnickson	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Samuel D. Burchard	Mr. George H. Durand	Mr. Robert Hamilton
William B. Anderson	George C. Cabell	Milton J. Durham	John T. Harris
Thomas S. Ashe	John H. Caldwell	John R. Eden	Julian Hartridge
John D. C. Atkins	William P. Caldwell	E. John Ellis	William Hartzell
John C. Bagby	Alexander Campbell	Charles J. Faulkner	Charles H. Haywood
John H. Baker	Joseph G. Cannon	William H. Felton	Charles Hays
Henry B. Banning	Thomas J. Cason	David Dudley Field	Eli J. Heckle
Lyman K. Base	Bernard G. Caulfield	James J. Finley	Goldsmith W. Hewitt
George M. Beebe	John B. Clarke	William H. Forney	Benjamin H. Hill
James B. Belford	John B. Clark, Jr.	James A. Garfield	George F. Hoar
Samuel N. Bell	Hiester Clymer	Lucien C. Gause	William S. Holmes
James H. Blount	Alex. G. Cochrane	Randall L. Gibson	Charles E. Hooker
Taul Bradford	Francis D. Collins	John M. Glover	John F. House
John M. Bright	Philip Cook	John Goode, Jr.	Andrew Humphreys
John Young Brown	Samuel S. Cox	John R. Goodin	Morton C. Hunter
Aylett H. Buckner	William W. Crapo	Thomas M. Gunter	Eppa Hunton
	Beverly B. Douglas		Frank H. Hard

Mr. Stephen A. Hurlbut	Mr. Roger Q. Mills	Mr. Alfred M. Scales	Mr. Ansel T. Walling
George A. Jenks	Hernando D. Money	Gustave Schleicher	William Walsh
Frank Jones	Charles H. Morgan	John G. Schumaker	Levi Warner
Thomas L. Jones	William R. Morrison	James Sheakley	William W. Warren
John A. Kasson	William Mutchler	Otho R. Singleton	Henry Watterson
William S. King	Charles E. Nash	Milton I. Southard	Erastus Wells
J. Proctor Knott	Lawrence T. Neal	William A. J. Sparks	G. Wiley Wells
Lucius Q. C. Lamar	William J. O'Brien	William M. Springer	William A. Wheeler
George M. Landers	John B. Packer	William H. Stanton	Richard H. Whiting
Lafayette Lane	James Phelps	William S. Stenger	W. C. Whitthorne
J. V. Le Moine	John F. Phillips	Alex. H. Stephens	Peter D. Wigginton
William M. Levy	William A. Piper	William H. Stone	Scott Wike
Burwell B. Lewis	Harris M. Plaisted	Frederick H. Teese	Alphens S. Williams
William P. Lynde	Earley F. Poppleton	Charles P. Thompson	Jere N. Williams
Levi Maish	Allen Potter	Phillip F. Thomas	William W. Wilshire
C. D. MacDougall	William J. Purman	J. W. Throckmorton	Benjamin Wilson
William McFarland	David Rea	John R. Tucker	Alan Wood, jr.
John A. McMahon	John Reilly	Jacob Turney	William Woodburn
Edwin R. Meade	Haywood Y. Riddle	Robert B. Vance	L. D. Woodworth
Henry B. Metcalfe	John Robbins	Charles C. B. Walker	Jesse J. Yeates
Samuel F. Miller	Charles B. Roberts	Gilbert C. Walker	Casey Young.
Charles W. Milliken	Milton Saylor		

So the rules were not suspended.

Mr. Waldron, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of House H. R. 4559, (deficiency appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4559) making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from their amendments numbered 49, 58, 68, and 70.

That the House recede from its disagreement to the amendments numbered 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 50, 51, 52, 53, 54, 55, 56, 57, 59, 60, 61, 63, 64, 65, 66, 69, 71, 72, 74, 75, 76, 77, 78, 79, and 80, and agree to the same.

That the House recede from its disagreement to the amendment numbered 4, and agree to the same with an amendment as follows: Strike out of said amendment these words, "to H. F. Hutchinson, two hundred and fifty-nine dollars and twenty-five cents," "to Andrew Carnes, one hundred and forty-seven dollars and sixty cents," "to Louis Delano, three hundred and thirteen dollars and four cents," and strike out in lines 12 and 13 the words "nine hundred and thirteen dollars and sixty-eight" and insert in lieu thereof *one hundred and ninety-three dollars and seventy-nine*; and the Senate agree to the same.

That the Senate recede from their amendment numbered 5, with an amendment substituting the words *Treasury Department* for "Internal Revenue Office;" and the House agree to the same.

That the House recede from its disagreement to the amendment numbered 14, and agree to the same with an amendment as follows: In line 5 of said amendment strike out "three hundred and seventy" and insert *and fifty-three*; in lines 6 and 7 strike out "five hundred and twenty-four" and insert *two hundred and seven*; and add at the end of the amendment the following: *and no part of this sum shall be used for payment of postage or purchase of postage-stamps*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 15, and agree to the same with an amendment as follows: Strike out from said amendment the word "four," and strike out on page 6, line 2 of the bill, the words "hundred thousand" and insert after the word

"seven," in line 1, page 6 of the bill, the words *and for prior years*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 62, and agree to the same with an amendment as follows:

In lieu of said amendment substitute the following:

For defraying the expenses of the Supreme Court and circuit and district courts of the United States, including the District of Columbia, and also for jurors and witnesses and expenses of suits in which the United States are concerned, of prosecution for offenses committed against the United States, and for the safe-keeping of prisoners, to be disbursed by the Attorney-General, being deficiencies for the fiscal year eighteen hundred and seventy-seven and prior years, three hundred thousand dollars;

And the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 67, and agree to the same with an amendment as follows: In lieu of "thirty-seven" insert *twenty-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 73, and agree to the same with an amendment as follows: Insert before the word "seven" the words *one thousand*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 81, and agree to the same with an amendment as follows: In line 11, page 9 of the bill, strike out "the" and insert in lieu thereof *a*; and after the word "Digest," in the same line, insert *of the rules and practice of the House*; and the Senate agree to the same.

That the Senate recede from their amendment numbered 82, with an amendment as follows:

Insert: for miscellaneous items, fifteen thousand dollars; for clerks to committees, four thousand five hundred and twenty-seven dollars; for pages, two thousand three hundred and sixty-nine dollars and fifty-six cents; for folding documents, three thousand dollars; for stenographers to committees, seven hundred and eighty dollars; and in line 21, page 9 of the bill, strike out "annum" and insert session;

And the House agree to the same.

J. D. C. ATKINS,
HENRY WALDRON,
ROB. HAMILTON,

Managers on the part of the House.

A. A. SARGENT,
WM. WINDOM,
R. E. WITHERS,

Managers on the part of the Senate.

Mr. Waldron moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Clymer, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4306, (Military Academy appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4306) making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes, having met,

after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows :

That the Senate recede from their amendments numbered 10, 12, 13, 14, 16, 21, and 22.

That the House recede from its disagreement to the amendments numbered 1, 2, 3, 4, 5, 6, 7, 9, 11, 15, 17, 18, 19, 20, and 23.

That the House recede from its disagreement to the amendment numbered 8, and agree to the same with an amendment as follows : Strike out "eleven thousand" and insert in lieu thereof *eight thousand nine hundred and ninety-nine*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 24, and agree to the same with an amendment as follows : Strike out of said amendment the words "nine hundred;" and the Senate agree to the same.

That the Senate recede from their amendment numbered 25, and agree to the clause proposed to be stricken out with an amendment as follows : After the word "band" insert *for the fiscal year ending June thirtieth, eighteen hundred and seventy-eight*; and the House agree to the same.

That the Senate recede from their amendment numbered 26, with an amendment striking out all of the amended matter after the word "Army," in line 20, page 6 of the bill; and the House agree to the same.

HIESTER CLYMER,
JAMES H. BLOUNT,
EUGENE HALE,

Managers on the part of the House.

WILLIAM B. ALLISON,
JOHN A. LOGAN,
WILLIAM A. WALLACE,

Managers on the part of the Senate.

Mr. Clymer moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Glover, by unanimous consent, from the Committee on Military Affairs, to whom was referred a resolution directing the said committee to inquire as to certain assessments made upon the citizens of Henderson, Tennessee, and vicinity, to re-imburse certain citizens for losses sustained by a rebel raid in 1862, submitted a report in writing thereon; which, with the accompanying testimony, was laid upon the table and ordered to be printed.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate has passed bills of the following titles, viz :

S. 1010. An act for the relief of Julius S. Bohrer, master in the United States Navy;

S. 1019. An act to provide for the reprint of the resolves, ordinances, and acts passed by the Continental Congress and the Congress of the Confederation; and

S. 1288. An act to remove the political disabilities of P. J. Quattlebaum; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed, without amendment, a bill of the House of the following title, viz :

H. R. 1253. An act granting to the State of Missouri all lands therein selected as swamp and overflowed lands.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 197. An act granting a pension to Julia A. Schutt, widow of Martin Schutt, a deceased soldier;

H. R. 1347. An act granting a pension to Hattie D. McKain;

H. R. 2847. An act granting a pension to Lucinda Starnes;

H. R. 3260. An act to remove the disabilities of Lawrence S. Baker, of Tarborough, North Carolina;

H. R. 3280. An act granting a pension to James Johnston;

H. R. 3636. An act to remove the political disabilities of Richard S. Kinney;

H. R. 3230. An act to remove the political disabilities of Samuel V. Turner, of Virginia;

H. R. 3791. An act to remove the political disabilities of William A. Webb, of Virginia;

S. 915. An act to remove the political disabilities of D. H. Hill, of North Carolina;

S. 1096. An act to remove the political disabilities of R. C. Gatlin, of Arkansas;

S. 1136. An act to remove the political disabilities of Wade H. Gibbes, of South Carolina;

S. 1203. An act to remove the political disabilities of M. L. Bonham, of South Carolina;

S. 1272. An act to remove the political disabilities of William Butler, of South Carolina;

S. 1273. An act to remove the political disabilities of William R. Jones, of Texas;

S. 1274. An act to remove the political disabilities of S. P. Moore, M. D., a citizen of Virginia;

S. 1277. An act to remove the political disabilities of Catesby ap R. Jones, of Alabama;

S. 1278. An act to remove the political disabilities of John S. Marmaduke; and

S. 1285. An act to remove the political disabilities of J. L. M. Curry, of Virginia;

When

The Speaker signed the same.

On motion by Mr. Atkins, (the rules having been suspended for that purpose,) the Committee of the Whole House on the state of the Union were discharged from the further consideration of the bill of the House H. R. 4691, (Army appropriations;)

And

The House thereupon proceeded to the consideration of the said bill.

After debate,

On motion by Mr. Atkins, the rules were further suspended, the said bill was engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Reagan moved that the rules be suspended, so as to enable him to report from the Committee on Commerce, and the House to consider and pass, with two amendments, the bill of the House H. R. 4617, (river and harbor appropriations;)

And the question being put,

It was decided in the negative, { Yeas 118
 { Nays 112
 { Not voting 60

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,
 Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. Frank H. Hurd	Mr. Alfred M. Scales
Charles H. Adams	William H. Felton	John A. Hyman	Julius H. Seelye
John D. C. Atkins	David Dudley Field	Frank Jones	Otho R. Singleton
John C. Bagby	Jesse J. Finley	Edward C. Kehr	William F. Siemons
John H. Bagley, Jr.	Edwin Flye	William D. Kelley	William E. Smith
William H. Baker	William H. Forney	E. W. Leavenworth	Horace B. Strait
Latimer W. Ballou	Charles Foster	William M. Levy	William H. Stoue
Nathaniel P. Banks	Chapman Freeman	John K. Luttrell	Thomas Swann
Henry B. Banning	William P. Frye	C. D. MacDougall	Philip F. Thomas
James B. Belford	Benoni S. Fuller	George W. McCrary	J. W. Throckmorton
Samuel L. Bell	John R. Goodin	James Monroe	Washington Townsend
Archibald M. Bliss	Thomas M. Gunter	Jephtha D. New	John L. Vance
Tail Bradford	John Hancock	Nelson I. Norton	Robert B. Vance
Nathan B. Bradley	Aug. A. Hardenbergh	William J. O'Brien	John T. Wait
Aylett H. Buckner	Benjamin W. Harris	Charles O'Neill	Gilbert C. Walker
John H. Burleigh	Henry R. Harris	Henry B. Payne	Elijah Ward
John H. Caldwell	John T. Harris	James Phelps	Erastus Wells
Milton A. Candier	Julian Hartridge	Henry L. Pierce	John O. Whitehouse
Nathan T. Carr	William Hartzell	Thomas C. Platt	Peter D. Wigginton
Simoon B. Chittenden	Robert A. Hatcher	Henry O. Pratt	George Willard
Omar D. Conger	Henry H. Hathorn	William J. Purman	Andrew Williams
Philip Cook	George W. Hendee	Joseph H. Rainey	Alpheus S. Williams
Samuel S. Cox	Thomas J. Henderson	David Rea	William B. Williams
William W. Crapo	Abram S. Hewitt	John H. Reagan	Benjamin Wilson
David B. Culberson	Benjamin H. Hill	John Reilly	James Wilson
John M. Davy	James H. Hopkins	Haywood Y. Riddle	Alan Wood, Jr.
Dudley C. Denison	George G. Hoskins	John Robbins	William Woodburn
George G. Dibrell	John F. House	Sobieski Ross	L. D. Woodworth
Mark H. Dunnell	A. H. Hubbell	Ezekiel S. Sampson	Casey Young
Benjamin T. Eames	Morton C. Hunter	Milton Saylor	

Those who voted in the negative are—

Mr. Lucien L. Alnsworth	Mr. Samuel A. Dobbins	Mr. William Lawrence	Mr. A. Herr Smith
Thomas S. Ashe	Beverly B. Douglas	J. V. Le Moine	Milton I. Southard
George A. Bagley	Milton J. Durham	John R. Lynch	William A. J. Sparks
John H. Baker	John R. Eden	L. A. Mackey	William M. Springer
Jos. C. S. Blackburn	Albert G. Eggert	Henry S. Magoon	William S. Stenger
Richard P. Bland	Greenbury L. Fort	William McFarland	Adlai E. Stevenson
Andrew R. Boone	Benjamin J. Franklin	John A. McMahon	John K. Tarbox
John Young Brown	Lucien C. Gause	Edwin R. Meade	Frederick H. Teese
William R. Brown	John M. Glover	William R. Morrison	William Terry
Horatio C. Burchard	John Goode, Jr.	William Mutchler	Charles P. Thompson
Charles W. Butts	Andrew H. Hamilton	Charles E. Nash	Martin I. Townsend
William P. Caldwell	Robert Hamilton	N. Holmes Odell	John R. Tucker
Alexander Campbell	Jere Haralson	Addison Oliver	Jacob Turney
Joseph G. Cannon	Carter H. Harrison	John B. Packer	Nelson H. Van Vorhes
Lucien B. Caswell	Solomon L. Hoge	Horace F. Page	Alfred M. Waddell
George W. Cate	William S. Holman	John F. Phillips	Charles C. B. Walker
John B. Clarke	Charles E. Hooker	William A. Phillips	Alexander S. Wallace
John B. Clark, Jr.	Andrew Humphreys	Harris M. Plaisted	John W. Wallace
Hiestor Clymer	Stephen A. Hurlbut	James B. Relly	William Walsh
Alex. G. Cochrane	George A. Jenks	Americus V. Rice	William W. Warren
Francis D. Collins	Thomas L. Jones	William M. Robbins	John D. White
Jacob P. Cowan	Charles H. Joyce	Charles B. Roberts	Richard H. Whiting
Lorenzo Crounse	John A. Kasson	Milton S. Robinson	Scott Wike
Augustus W. Cutler	Alanson M. Kimball	Miles Ross	Charles G. Williams
Lorenzo Danford	J. Proctor Knott	John S. Savage	James Williams
Chester B. Darrall	Lucius Q. C. Lamar	James Sheakley	Jere N. Williams
Joseph J. Davis	Franklin Landers	C. H. Sinnickson	Jesse J. Yeates
Rezin A. DeBolt	Elbridge G. Lapham	Robert Smalls	

Those not voting are—

Mr. William B. Anderson	Mr. Randall L. Gibson	Mr. James W. McDill	Mr. William H. Stanton
Lyman K. Baas	Engene Hale	Henry B. Metcalfe	Alex. H. Stephens
George M. Beebe	William S. Haymond	Samuel F. Miller	William H. H. Stowell
Henry W. Blair	Charles Hays	Charles W. Milliken	Jacob M. Thorburgh
James H. Blount	Eli J. Henkle	Roger Q. Mills	John Q. Tufts
John M. Bright	Goldsmith W. Hewitt	Hernando D. Money	Henry Waldron
Samuel D. Burchard	George F. Hoar	Charles H. Morgan	Anel T. Walling
George C. Cabell	Epna Hunton	Lawrence T. Neal	Levi Warner
Thomas J. Cason	William S. King	William A. Piper	Henry Watterson
Bernard G. Caulfield	George M. Landers	Earley F. Poppleton	G. Wiley Wells
Chester W. Chapin	Lafayette Lane	Allen Potter	William A. Wheeler
George H. Durand	Burwell B. Lewis	Joseph Powell	W. C. Whitthorne
E. John Ellis	Scott Lord	Jeremiah M. Rusk	Benjamin A. Willis
James L. Evans	William P. Lynde	Gustave Schleicher	William W. Wilschire
James A. Garfield	Levi Maish	John G. Schumaker	Fernando Wood

So the rules were not suspended.

Mr. Hurd moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following preamble and resolution, viz:

Whereas it has been decided that a President of the United States may be inaugurated upon the fraudulent action of the returning-board of Louisiana; and whereas men who have so contributed to the election of the Chief Magistrate of this Union ought no longer to be in confinement: Therefore,

Be it resolved, That J. Madison Wells, Thomas C. Anderson, G. Casanave, Louis M. Kenner, now in custody of the Sergeant-at-Arms of this House under its order, be hereby discharged.

And the question being put,

It was decided in the negative,	{ Yeas	92
	{ Nays	87
	{ Not voting	111

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. John R. Eden	Mr. J. Proctor Knott	Mr. James Sheakley
Lucien L. Ainsworth	Jesse J. Finley	Franklin Landers	William E. Smith
John C. Bagby	William H. Forney	George M. Landers	Milton I. Southard
John H. Bagley, Jr.	Benjamin J. Franklin	J. V. Le Moine	William A. J. Sparks
Jos. C. S. Blackburn	Benoni S. Fuller	John K. Luttrell	William M. Spruill
Richard P. Bland	Lucien C. Gause	L. A. Mackey	William S. Stenger
Archibald M. Bliss	John M. Glover	William McFarland	John K. Tarbox
Andrew R. Boone	John Goode, Jr.	John A. McMahon	Frederick H. Teas
Taul Bradford	John R. Goodin	Hernando D. Money	William Terry
John M. Bright	Andrew H. Hamilton	William R. Morrison	J. W. Throckmorton
Samuel D. Burghard	Robert Hamilton	William Mutchler	Jacob Turney
John H. Caldwell	Aug. A. Hardenbergh	Jephtha D. New	John L. Vance
William P. Caldwell	Henry R. Harris	William J. O'Brien	Robert B. Vance
George W. Cate	Julian Harridge	N. Holmes Odell	Alfred M. Waddle
Barnard G. Caulfield	William Harzell	James Phelps	Ansel T. Walling
John B. Clarke	Robert A. Hatcher	John F. Phillips	William Walsh
Hester Clymer	Charles E. Hooker	James B. Reilly	William W. Ward
Alex. G. Cochran	James H. Hopkins	Americus V. Rice	W. C. Whitthorne
Philip Cook	John F. House	Haywood Y. Riddle	Peter D. Wigginton
Jacob P. Cowan	Andrew Humphreys	John Robbins	Scott Wike
David E. Culberson	Frank H. Hurd	Miles Ross	Alpheus S. Williams
Joseph J. Davis	George A. Jenks	John S. Savage	Jere N. Williams
George G. Dibrell	Thomas L. Jones	Milton Saylor	Benjamin Wilson

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Greenbury L. Fort	Mr. John R. Lynch	Mr. C. H. Sinaickson
Thomas S. Ashe	Chapman Freeman	Henry S. Magoon	A. Herr Smith
George A. Bagley	William P. Frye	C. D. MacDougall	Horace B. Strait
William H. Baker	Jere Haralson	George W. McCrary	Martin I. Townsend
Latimer W. Ballou	Benjamin W. Harris	James Monroe	Washington Townsend
Nathaniel P. Banks	Henry H. Hathorn	Charles E. Nash	John Q. Tule
Henry W. Blair	Charles Hays	Nelson I. Norton	Nelson H. Van Vorst
Nathan B. Bradley	George W. Hendee	Addison Oliver	John T. Watt
William B. Brown	Thomas J. Henderson	Charles O'Neill	Henry Walden
Horatio C. Burghard	George F. Hoar	John B. Packer	Alexander S. Walla
Charles W. Butts	Solomon L. Hoge	William A. Phillips	John W. Wallace
Alexander Campbell	George G. Hoskins	Henry L. Pierce	Eljah Ward
Thomas J. Cason	Jay A. Hubbell	Harris M. Platted	John D. White
Omar D. Conger	Morton C. Hunter	Thomas C. Platt	John O. Whitehouse
Lorenzo Danford	Stephen A. Hurlbut	Henry O. Pratt	Richard E. Whiting
Chester B. Darrall	John A. Hyman	Joseph H. Rainey	Andrew Williams
John M. Davy	John A. Kasson	William M. Robbins	Charles G. Williams
Dudley C. Denison	Edward C. Kehr	Milton S. Robinson	William B. Williams
Samuel A. Dobbins	Alanson M. Kimball	Sobiecki Ross	James Wilson
Mark H. Dunnell	Elbridge G. Lapham	Jeremiah M. Rusk	Alan Wood, Jr.
Benjamin T. Eames	William Lawrence	Ezekiel S. Sampson	L. D. Woodworth
Edwin Flye	E. W. Leavenworth	Julius H. Seelye	

Those not voting are—

Mr. William B. Anderson	Mr. Samuel N. Bell	Mr. Joseph G. Cannon	Mr. Samuel S. Cox
John D. C. Atkins	James H. Blount	Nathan T. Carr	William W. Crapo
John H. Baker	John Young Brown	Lucien B. Caswell	Lorenzo Crouse
Henry B. Banning	Aylett H. Buckner	Chester W. Chapin	Augustus Culler
Lyman K. Bass	John H. Burleigh	Simoon E. Chittenden	Resin A. Debit
George M. Beebe	George C. Cabell	John B. Clark, Jr.	Beverly B. Deane
James B. Belford	Milton A. Candler	Francis D. Collins	George H. Durand

Mr. Milton J. Durham	Mr. Eppa Hunton	Mr. Henry B. Payne	Mr. Thomas Swann
Albert G. Egbert	Frank Jones	William A. Piper	Charles P. Thompson
E. John Ellis	Charles H. Joyce	Earley F. Poppleton	Philip F. Thomas
James L. Evans	William D. Kelley	Allen Potter	Jacob M. Thornburgh
Charles J. Faulkner	William S. King	Joseph Powell	John R. Tucker
William H. Felton	Lucius Q. C. Lamar	William J. Purman	Charles C. B. Walker
David Dudley Field	Lafayette Lane	David Rea	Gilbert C. Walker
Charles Foster	William M. Levy	John H. Reagan	Levi Warner
James A. Garfield	Burwell B. Lewis	John Reilly	Henry Watterson
Randall L. Gibson	Scott Lord	Charles B. Roberts	Erastus Wells
Thomas M. Gunter	William P. Lynde	Alfred M. Scales	G. Wiley Wells
Eugene Hale	Levi Malah	Gustave Schleicher	William A. Wheeler
John Hancock	James W. McDill	John G. Schumaker	George Willard
John T. Harris	Edwin R. Meade	Otho R. Singleton	James Williams
Carter H. Harrison	Henry B. Metcalfe	William F. Slemmons	Benjamin A. Willis
William S. Raymond	Samuel F. Miller	Robert Smalls	William W. Wilsire
Eli J. Henkle	Charles W. Milliken	William H. Stanton	Fernando Wood
Abram S. Hewitt	Roger Q. Mills	Alex. H. Stephens	William Woodburn
Goldsmith W. Hewitt	Charles H. Morgan	Adlai E. Stevenson	Jesse J. Yeates
Benjamin H. Hill	Lawrence T. Neal	William H. Stone	Casey Young.
William S. Holman	Horace F. Page	William H. H. Stowell	

So the rules were not suspended.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 2229. An act for the relief of Chancy J. Poore, late a private in Battery G, First New York Light Artillery.

The Senate have passed bills of the House of the following titles, viz:

H. R. 534. An act for the relief of Rosetta Hert, (late Rosetta Scoville,) Charles C. Benoist, Emily Benoist, and Logan Fanfan, half-breed Indians;

H. R. 3925. An act relating to the production of fruit-brandy, and to punish frauds connected with the same; with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 1111. An act for the relief of Thomas E. Maley;

S. 667. An act for the relief of William Wheeler Hubbell, and to make just compensation for the past making, or use, or vending of his patent explosive-shell fuses and percussion-exploders by the United States:

S. 177. An act to authorize the Secretary of War to open and re-adjust the settlements made by the United States Government with the Western and Atlantic Railroad of Georgia; and

S. 407. An act to authorize the restoration of George A. Armes to the rank of captain; in which I am directed to ask the concurrence of the House of Representatives.

Mr. Glover moved that the rules be suspended, so as to take from the Speaker's table the bill of the Senate (S. 407) to authorize the restoration of George A. Armes to the rank of captain and pass the same.

And the question being put,

It was decided in the negative,	Yeas	112
	Nays	74
	Not voting	104

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Andrew R. Boone	Mr. Thomas J. Cason	Mr. Dudley C. Denison
Lucien L. Ainsworth	Taul Bradford	George W. Cate	John R. Eden
Thomas S. Ashe	John M. Bright	Francis D. Collins	Albert G. Egbert
George A. Bagley	Samuel D. Burchard	Philip Cook	E. John Ellis
John H. Bagley, Jr.	Charles W. Buttz	Samuel S. Cox	Charles J. Faulkner
Henry B. Banning	John H. Caldwell	David B. Culberson	William H. Felton
James B. Belford	William P. Caldwell	Joseph J. Davis	David Dudley Field
Richard P. Bland	Alexander Campbell	John M. Davy	William H. Forney
Archibald M. Bliss	Milton A. Candler	Resin A. DeBolt	Benjamin J. Franklin

Mr. Benoni S. Fuller
John M. Glover
John Goode, Jr.
John R. Goodin
Andrew H. Hamilton
Jere Haralson
Benjamin W. Harris
Henry R. Harris
John T. Harris
Carter H. Harrison
William Hartzell
Robert A. Hatcher
William S. Haymond
George W. Hendee
Eli J. Henkle
Abram S. Hewitt
Benjamin H. Hill
Charles E. Hooker
John F. House

Mr. Thomas L. Jones
Edward C. Kehr
J. Proctor Knott
Franklin Landers
George M. Landers
Scott Lord
John K. Luttrell
L. A. Mackey
C. D. MacDougall
William McFarland
John A. McMahon
William Mutchler
Jephth D. New
N. Holmes Odell
Horace F. Page
John F. Phillips
William A. Phillips
Henry L. Pierce
David Rea

Mr. John H. Reagan
John Reilly
Haywood Y. Riddle
John Robbins
William M. Robbins
Charles B. Roberts
Jeremiah M. Rusk
John S. Savage
Alfred M. Scales
James Sheakley
Otho R. Singleton
William F. Slemmons
A. Herr Smith
William A. J. Sparks
William S. Steuger
William H. Stone
William Terry
Charles P. Thompson
Philip F. Thomas

Mr. J. W. Throckmorton
Jacob Turney
Robert B. Vance
Alfred M. Waddell
John T. Wait
John W. Wallace
Ansel T. Walling
William Walsh
Henry Watterson
Erastus Wells
John O. Whitehouse
George Willard
Andrew Williams
Alpheus S. Williams
James Williams
William W. Wilshire
Benjamin Wilson
L. D. Woodworth
Jesse J. Yeates

Those who voted in the negative are—

Mr. John C. Bagby
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Henry W. Blair
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
John H. Burleigh
Joseph G. Cannon
Lucien B. Caswell
Omar D. Conger
Lorenzo Crouse
Chester B. Darrall
Samuel A. Dobbins
Beverly B. Douglas
Milton J. Durham
Benjamin T. Eames

Mr. Greenbury L. Fort
Chapman Freeman
William P. Frye
James A. Garfield
Robert Hamilton
John Hancock
Aug. A. Hardenbergh
Henry H. Hathorn
Charles Hays
Thomas J. Henderson
George F. Hoar
George G. Hoskins
Andrew Humphreys
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Charles H. Joyce
John A. Kasson
William D. Kelley

Mr. Elbridge G. Lapham
William Lawrence
E. W. Leavenworth
J. V. Le Moyné
Henry S. Magoon
George W. McCrary
James W. McMill
James Monroe
Lawrence T. Neal
Nelson I. Norton
Addison Oliver
Charles O. Neill
John B. Packer
Harrie M. Plaisted
Thomas C. Platt
Joseph H. Rainey
Milton S. Robinson
Sobieski Ross

Mr. Ezekiel S. Sampson
Julius H. Seelye
Robert Small
Milton I. Southard
William H. Stanton
Frederick H. Teese
Jacob M. Thornburgh
Martin I. Townsend
Washington Townsley
John Q. Tufts
Nelson H. Van Vorhes
Henry Waldron
Alexander S. Wallace
John D. White
Peter D. Wigginton
Scott Wike
William B. Williams
James Wilson

Those not voting are—

Mr. Josiah G. Abbott
William B. Anderson
John D. C. Atkins
Lyman K. Bass
George M. Beebe
Samuel N. Bell
Jos. C. S. Blackburn
James H. Blount
John Young Brown
Aylett H. Buckner
George C. Cabell
Nathan T. Carr
Bernard G. Caulfield
Chester W. Chapin
Simeon B. Chittenden
John B. Clarke
John B. Clark, Jr.
Hester Clymer
Alex. G. Cochrane
Jacob P. Cowan
William W. Crapo
Augustus W. Cutler
Lorenzo Danford
George G. Dibrell
Mark H. Dunnell
George H. Durand

Mr. James L. Evans
Jesse J. Finley
Edwin Flye
Charles Foster
Lucien C. Gause
Randall L. Gibson
Thomas M. Gunter
Eugene Hale
Julian Hartridge
Goldsmith W. Hewitt
Solomon L. Hoge
William S. Holman
James H. Hopkins
Jay A. Hubbell
Eppa Hunton
Frank H. Hurd
George A. Jenks
Frank Jones
Alanson M. Kimball
William S. King
Lucius Q. C. Lamar
Lafayette Lane
William M. Levy
Burwell B. Lewis
John R. Lynch
William P. Lynde

Mr. Levi Malah
Edwin R. Meade
Henry B. Metcalfe
Samuel F. Miller
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
Charles H. Morgan
William R. Morrison
Charles E. Nash
William J. O'Brien
Henry B. Payne
James Phelps
William A. Piper
Earley F. Poppleton
Allen Potter
Joseph Powell
Henry O. Pratt
William J. Purman
James B. Reilly
Americus V. Rice
Miles Ross
Milton Saylor
Gustave Schleicher
John G. Schumaker
C. H. Sinnickson

Mr. William E. Smith
William M. Springer
Horace B. Strait
Alex. H. Stephens
Adlai E. Stevenson
William H. H. Stovel
Thomas Swann
John K. Tarbox
John R. Tacker
John L. Vance
Charles C. B. Walker
Gilbert C. Walker
Elijah Ward
Levi Warner
William W. Warren
G. Wiley Wells
William A. Wheeler
Richard H. Whiting
W. C. Whitthorne
Charles G. Williams
Jere N. Williams
Benjamin A. Willis
Alan Wood, Jr.
Fernando Wood
William Woodburn
Casey Young

So the rules were not suspended.

On motion of Mr. Eden, the rules were suspended and the bill of the House (H. R. 4433) making appropriations for the payment of claims reported allowed by the Commissioners of Claims, under the act of Congress of March 3, 1871, with amendments thereto, reported from the Committee on War-Claims and made the special order for February 20, and from day to day thereafter, was taken up for consideration.

After debate,

On motion of Mr. Eden, the rules were further suspended, (two thirds voting in favor thereof,) the said amendments agreed to, and the bill, as amended, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein. And then,

On motion of Mr. Holman, at 5 o'clock and 10 minutes p. m., the House took a recess until 8 o'clock p. m.

AFTER THE RECESS.

(Friday, March 2, 1877, 8 o'clock p. m.)

Mr. John T. Harris, from the Committee of Elections, (the rules having been suspended for that purpose,) reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That there be printed for the use of the House the usual number of copies of the digest of contested-election cases, by the clerk of the Committee of Elections, together with a full index to the same, to be prepared by the said clerk; for which, and for the necessary revision and superintendence connected therewith, he shall be paid by the Clerk of the House a per diem for the days actually employed therein, not exceeding that paid to clerks of committees during the session of Congress, the aggregate amount not to exceed \$1,500, and not more than \$500 shall be paid before the work is completed.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker. The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4306, (Military Academy appropriations.)

The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 1611. An act authorizing the changing of the name of the sloop Addie Parker.

H. R. 1765. An act respecting the limits of reservations for town-sites upon the public domain.

H. R. 1824. An act to change the name of the pleasure-yacht Hiram B. to Iola.

H. R. 3574. An act for the relief of Marshal P. Thatcher.

The Senate have agreed to the resolution of the House to print 300,000 copies of the report of the Commissioner of Agriculture for the year 1876.

Mr. Glover moved that the rules be suspended, so as to enable him to report from the Select Committee on the Real Estate Pool and Jay Cooke & Co. Indebtedness for printing certain testimony taken before said committee;

And the question being put,

It was decided in the negative,	{	Yeas	65.
		Nays	62.
		Not voting	163.

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. John R. Eden	Mr. Thomas L. Jones	Mr. William S. Stenger
John C. Bagby	Jesse J. Finley	Franklin Landers	Adlai E. Stevenson
John H. Bagley, jr.	William H. Forney	William M. Levy	John K. Tarbox
Henry B. Banning	John M. Glover	Lawrence T. Neal	William Terry
Samuel N. Bell	John R. Goodin	William J. O'Brien	Charles P. Thompson
James H. Blount	Andrew H. Hamilton	John F. Phillips	Philip F. Thomas
Andrew R. Boone	Ang. A. Hardenbergh	Earley F. Poppleton	Jacob Turney
John Young Brown	William Hartzell	David Rea	Robert B. Vance
Aylett H. Buckner	Robert A. Hatther	John H. Reagan	Charles C. B. Walker
John H. Caldwell	William S. Haymond	John Reilly	William Walsh
Milton A. Candler	Eli J. Henkle	James B. Reilly	Erastus Wells
Bernard G. Caulfield	Benjamin H. Hill	Haywood Y. Riddle	John O. Whitehouse
Francis D. Collins	Charles E. Hooker	John S. Savage	W. C. Whitthorne
Jacob P. Cowan	John F. House	James Sheakley	Peter D. Wigginton
Joseph J. Davis	Andrew Humphreys	William A. J. Sparks	Scott Wike
Rezin A. DeBolt	George A. Jenks	William M. Springer	Jesse J. Yeates
George G. Dibrell			

Those who voted in the negative are—

Mr. Charles H. Adams
John H. Baker
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
James B. Belford
Henry W. Blair
Nathan B. Bradley
William R. Brown
Lucien B. Caswell
Simeon B. Chittenden
Omar D. Conger
William W. Crapo
Lorenzo Crounse
Lorenzo Danford
Chester B. Darrall

Mr. Samuel A. Dobbins
Mark H. Dunnell
Charles Foster
William P. Frye
Benjamin W. Harris
Henry H. Hathorn
Charles Hays
Jay A. Hubbell
Charles H. Joyce
William D. Kelley
Alanson M. Kimball
Elbridge G. Lapham
William Lawrence
John R. Lynch
C. D. MacDougall
James W. McDill

Mr. James Monroe
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
William A. Phillips
Henry L. Pierce
Henry Q. Pratt
Joseph H. Rainey
Milton S. Robinson
Soblecki Ross
Jeremiah M. Rusk
Ezekiel S. Sampson
Julius H. Seelye
C. H. Sinnickson

Mr. A. Herr Smith
Horace B. Strait
Jacob M. Thornburgh
Martin I. Townsend
Washington Townsend
John Q. Tufts
John T. Wait
Henry Waldron
Alexander S. Wallace
John W. Wallace
John D. White
George Willard
Charles G. Williams
William B. Williams
James Wilson

Those not voting are—

Mr. Josiah G. Abbott
William B. Anderson
Thomas S. Ashe
John D. C. Atkins
George A. Bagley
Lyman K. Bass
George M. Beebe
Jos. C. S. Blackburn
Richard P. Bland
Archibald M. Bliss
Taul Bradford
John M. Bright
Horatio C. Burchard
Samuel D. Burchard
John H. Burlleigh
Charles W. Butts
George C. Cabell
William P. Caldwell
Alexander Campbell
Joseph G. Cannon
Nathan T. Carr
Thomas J. Cason
George W. Cate
Chester W. Chapin
John B. Clarke
John B. Clark, jr.
Hester Clymer
Alex. G. Cochran
Philip Cook
Samuel S. Cox
David B. Culberson
Augustus W. Cutler
John M. Davy
Dudley C. Denison
Beverly B. Douglas
George H. Durand
Milton J. Durham
Benjamin T. Eames
Albert G. Egbert
E. John Ellis
James L. Evans

Mr. Charles J. Faulkner
William H. Felton
David Dudley Field
Edwin Flye
Greenbury L. Fort
Benjamin J. Franklin
Chapman Freeman
Benoni S. Fuller
James A. Garfield
Lucien C. Gause
Randall L. Gibson
John Goode, jr.
Thomas M. Gunter
Eugene Hale
Robert Hamilton
John Hancock
Jere Haralson
Henry R. Harris
John T. Harris
Carter H. Harrison
Julian Hartridge
George W. Hendee
Thomas J. Henderson
Abram S. Hewitt
Goldsmith W. Hewitt
George F. Hoar
Solomon L. Hoge
William S. Holman
James H. Hopkins
George G. Hoskins
Morton C. Hunter
Eppa Hunton
Frank H. Hurd
Stephen A. Hurlbut
John A. Hyman
Frank Jones
John A. Kasson
Edward C. Kehr
William S. King
J. Proctor Knott
Luchus Q. C. Lamar

Mr. George M. Landers
Lafayette Lane
E. W. Leavenworth
J. V. Le Moine
Burwell B. Lewis
Scott Lord
John K. Luttrell
William P. Lynde
L. A. Mackey
Henry S. Magoon
Levi Malish
George W. McCrary
William McFarland
John A. McMahon
Edwin R. Meade
Henry B. Metcalfe
Samuel F. Miller
Charles W. Milliken
Roger Q. Mills
Hernando D. Money
Charles H. Morgan
William R. Morrison
William Mutchler
Charles E. Nash
Jephtha D. New
Nelson I. Norton
N. Holmes Odell
Henry B. Payne
James Phelps
William A. Piper
Harris M. Plaisted
Thomas C. Platt
Allen Potter
Joseph Powell
William J. Purman
Americus V. Rice
John Robbins
William M. Robbins
Charles B. Roberts
Miles Ross
Milton Saylor

Mr. Alfred M. Scales
Gustave Schlicher
John G. Schumaker
Otto R. Singleton
William F. Simpson
Robert Smalls
William E. Smith
Milton I. Southard
William H. Stant
Alex. H. Stephens
William H. Stoeck
William H. H. Stoddard
Thomas Swann
Frederick H. Teese
J. W. Throckmorton
John R. Tucker
Nelson H. Van Vorhes
John L. Vance
Alfred M. Waddell
Gilbert C. Walker
Ansel T. Walling
Elijah Ward
Levi Warner
William W. Warren
Henry Watterson
G. Wiley Wells
William A. Wheeler
Richard H. Whiting
Andrew Williams
Alpheus S. Williams
James Williams
Jere N. Williams
Benjamin A. Williams
William W. Wikström
Benjamin Wilson
Alan Wood, jr.
Fernando Wood
William Woodburn
L. D. Woodworth
Casey Young

So the rules were not suspended.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 256. An act for the relief of Herman Hulman, of Terre Haute, Indiana;

H. R. 1016. An act for the relief of Virginia E. White, of Ohio County, West Virginia;

H. R. 1253. An act granting to the State of Missouri all lands therein selected as swamp and overflowed lands;

H. R. 2229. An act for the relief of Ohancy J. Poore, late a private in Battery G, First New York Light Artillery; and

H. R. 4117. An act for the relief of Colonel Frank L. Woolford, late of the First Kentucky Cavalry Volunteers, of certain disabilities;

When

The Speaker signed the same.

By unanimous consent, leave was granted to withdraw from the files of the House, papers in the following cases, viz :

To Mr. Hardenbergh, in the case of Major Henry G. Healy ; and
To Mr. Robert B. Vance, the original papers accompanying the bill of the House (H. R. 3210) for the relief of James O. Robertson, esq.

On motion of Mr. John T. Harris, the leave heretofore granted him to withdraw from the files of the House the papers in the case of John Kelly was rescinded.

The Speaker, by unanimous consent, laid before the House the report of the gold and silver commission ; which was laid upon the table and ordered to be printed.

The Speaker, by unanimous consent, laid before the House sundry communications ; which were severally referred as follows, viz :

I. A memorial from the council and house of representatives of the Territory of Montana, in relation to the mail-route from Bozeman City, Montana, to Cheyenne, Wyoming, to the Committee on the Post-Office and Post-Roads.

II. A letter from the Secretary of War, transmitting the report of the chief engineer in reference to harbors of refuge on the Ohio River, to the Committee on Commerce.

III. A memorial from the legislative council and house of representatives of Montana Territory, in reference to the establishment of public schools in that Territory, to the Committee on Education and Labor.

IV. A joint memorial from the legislative council and house of representatives of Montana Territory, in relation to certain territorial offices, to the Committee on Territories.

V. The report of the managers of the National Home for Disabled Volunteer Soldiers, to the Committee on Military Affairs.

On motion of Mr. Luttrell, by unanimous consent, the bill of the House (H. B. 4261) to provide for the sale of desert-lands in certain States and Territories, with the amendments of the Senate thereto, was taken from the Speaker's table, the said amendments disagreed to, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Subsequently,

The Speaker announced the appointment of Mr. Luttrell, Mr. Lane, and Mr. Crounse as the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Franklin Landers, by unanimous consent, introduced bills of the following titles ; which were read twice, ordered to be printed, and referred as follows :

A bill (H. R. 4695) granting a pension to Lewis E. Campbell, Company K, Twenty-first Indiana Heavy Artillery ;

Also, a bill (H. R. 4696) granting a pension to Joab Albertson, of Company K, Twenty-first Regiment of Indiana Volunteers ;
to the Committee on Invalid Pensions.

Also, a bill (H. R. 4697) to compel the gradual retirement of national-bank currency, and to authorize an issue of United States Treasury notes in lieu thereof ; also, to repeal an act entitled " An act to provide for the resumption of specie payments," approved January 14, 1875, and also to provide for the coinage of silver dollars, to the Committee on Banking and Currency and ordered to be printed in the Record.

Mr. Wilshire, by unanimous consent, from the Committee on Indian Affairs, to which was referred the bill of the House (H. R. 3079) to authorize the execution of a resolution of the national council of the

Osage Indians, reported the same with amendments, accompanied by a report in writing thereon.

Ordered, That the said bill and amendments, together with the accompanying report, be committed to the Committee of the Whole House on the state of the Union and printed.

Mr. Field, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported a bill (H. R. 4698) to provide an effectual remedy for a wrongful intrusion into the office of President and Vice-President of the United States; which was read a first and second time.

Mr. Conger made the point of order that the said bill could not be reported or considered pending a motion to suspend the rules, which motion he claimed to have made before the said bill was read.

The Speaker held the report made by Mr. Field from the said committee to be first in order, a question of high constitutional privilege being involved.

The House accordingly resumed the consideration of the said bill.

After debate,

Mr. Field demanded the previous question; which was seconded and the main question ordered.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time.

The question was then put,

Shall the bill pass?

And it was decided in the negative,	{	Yeas.....	66
		Nays.....	99
		Not voting.....	153

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. John H. Bagley, jr.	Mr. E. John Ellis	Mr. Franklin Landers	Mr. James Sheakley
Henry B. Banning	David Dudley Field	Lafayette Lane	William F. Siemens
George M. Beebe	Josee J. Finley	William M. Levy	William A. J. Sparks
Samuel N. Bell	Benjamin J. Franklin	Scott Lord	William M. Sprague
Andrew R. Boone	Benoni S. Fuller	John K. Luttrell	Frederick H. Tece
John Young Brown	Lucien C. Gause	William P. Lynde	William Terry
William P. Caldwell	John M. Glover	Edwin R. Meade	Philip F. Thomas
Milton A. Candler	Andrew H. Hamilton	William R. Morrison	John R. Tucker
George W. Cate	Aug. A. Hardenbergh	Lawrence T. Neal	John L. Vance
Bernard G. Caulfield	John T. Harris	Henry B. Payne	Robert B. Vance
John B. Clarke	William Hartzell	Earley F. Poppleton	Gilbert C. Walker
John B. Clark, jr.	Robert A. Hatcher	Amerious V. Rice	Erastus Wells
Francis D. Collins	Benjamin H. Hill	John Robbins	W. C. Whitborne
Samuel S. Cox	William S. Holman	Miles Ross	Peter D. Wiggins
Joseph J. Davis	Charles E. Hooker	Alfred M. Scales	Benjamin Wilson
Rezin A. DeBolt	Andrew Humphreys	Gustave Schleicher	Jesse J. Yeates
John R. Eden	Thomas L. Jones		

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Lorenzo Crounse	Mr. John F. House	Mr. Charles O'Neill
Charles H. Adams	David B. Culberson	Jay A. Hubbell	John B. Fack
Lucien L. Ainsworth	Augustus W. Cutler	Morton C. Hunter	Horace F. Page
John H. Baker	Lorenzo Danford	Stephen A. Hurlbut	William A. Phillips
William H. Baker	Chester B. Darrall	George A. Jenks	Henry L. Pierce
Latimer W. Ballou	John M. Davy	Charles H. Joyce	Henry O. Pratt
Nathaniel P. Banks	Dudley C. Denison	John A. Kasson	Joseph H. Rainey
James B. Belford	Samuel A. Dobbins	Edward C. Kehr	James B. Reilly
Henry W. Blair	Mark H. Dunnell	William D. Kelley	Haywood T. Eldik
Taul Bradford	Benjamin T. Eames	Alanson M. Kimball	Milton S. Robinson
Nathan B. Bradley	William H. Forney	George M. Landers	Esakiel S. Sampson
William E. Brown	Charles Foster	Elbridge G. Lapham	Julius H. Seelye
Aylett H. Buckner	Chapman Freeman	William Lawrence	C. H. Slinnickson
John H. Burlingh	William F. Frye	J. V. Le Moynce	Robert Smalls
Charles W. Butts	James A. Gardfield	John R. Lynch	A. Herr Smith
John H. Caldwell	John R. Goodin	C. D. MacDougall	Horace B. Strait
Joseph G. Cannon	Jere Haralson	James W. McDill	Adlai E. Stevenson
Lucien B. Caswell	Benjamin W. Harris	Eoger Q. Mills	William H. H. Sewell
Simeon B. Chittenden	Henry H. Hathorn	James Monroe	John K. Tarbox
Omar D. Conger	Charles Hays	Jephtha D. New	Charles P. Thompson
William W. Crapo	James H. Hopkins	Addison Oliver	Jacob M. Thorburn

Mr. Martin I. Townsend	Mr. Henry Waldron	Mr. John D. White	Mr. William B. Williams
Washington Townsend	Alexander S. Wallace	John O. Whitehouse	Benjamin A. Willis
John Q. Tufts	John W. Wallace	George Willard	James Wilson.
John T. Wait	William W. Warren	Charles G. Williams	

Those not voting are—

Mr. William B. Anderson	Mr. Randall L. Gibson	Mr. William McFarland	Mr. William E. Smith
Thomas S. Ashe	John Goode, Jr.	John A. McMahon	Milton I. Southard
John D. C. Atkins	Thomas M. Gunter	Henry B. Metcalfe	William H. Stanton
John C. Bagby	Eugene Hale	Samuel F. Miller	William S. Stenger
George A. Bagley	Robert Hamilton	Charles W. Milliken	Alex. H. Stephens
Lyman K. Bass	John Hancock	Hernando D. Money	William H. Stone
Jos. C. S. Blackburn	Henry R. Harris	Charles H. Morgan	Thomas Swann
Richard P. Bland	Carter H. Harrison	William Mutchler	J. W. Throckmorton
Archibald M. Bliss	Julian Hartridge	Charles E. Nash	Jacob Turney
James H. Blount	William S. Haymond	Nelson I. Norton	Nelson H. Van Vorhes
John M. Bright	George W. Hendee	William J. O'Brien	Alfred M. Waddell
Horatio C. Burchard	Thomas J. Henderson	N. Holmes Odell	Charles C. B. Walker
Samuel D. Burchard	Eli J. Henkle	James Phelps	Ansel T. Walling
George C. Cabell	Abram S. Hewitt	John F. Phillips	William Walsh
Alexander Campbell	Goldsmith W. Hewitt	William A. Piper	Elijah Ward
Nathan T. Carr	George F. Hoar	Harris M. Plaisted	Levi Warner
Thomas J. Cason	Solomon L. Hoge	Thomas C. Platt	Henry Watterson
Chester W. Chapin	George G. Hoskins	Allen Potter	G. Wiley Wells
Hester Clymer	Eppa Hunton	Joseph Powell	William A. Wheeler
Alex. G. Cochrane	Frank H. Hard	William J. Purman	Richard H. Whiting
Philip Cook	John A. Hymen	David Rea	Scott Wike
Jacob P. Cowan	Frank Jones	John H. Reagan	Andrew Williams
George G. Dibrell	William S. King	John Reilly	Alpheus S. Williams
Beverly B. Douglas	J. Proctor Knott	William M. Robbins	James Williams
George H. Durand	Lucius Q. C. Lamar	Charles B. Roberts	Jere N. Williams
Milton J. Durham	E. W. Leavenworth	Sobieski Ross	William W. Wilshire
Albert G. Egbert	Burwell B. Lewis	Jeremiah M. Rusk	Alan Wood, Jr.
James L. Evans	L. A. Mackey	John S. Savage	Fernando Wood
Charles J. Faulkner	Henry S. Magoon	Milton Saylor	William Woodburn
William H. Felton	Levi Maish	John G. Schumaker	L. D. Woodworth
Edwin Flye	George W. McCrary	Otho R. Singleton	Casey Young.
Greenbury L. Fort			

So the bill was rejected.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 559. An act for the relief of Almeron E. Calkins, late a second lieutenant in the Eighth Michigan Cavalry.

H. R. 2606. An act for the relief of Catharine Harris.

The Senate have passed a bill of the House of the following title, viz:

H. R. 2019. An act for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed a bill of the following title, viz:

S. 1255. An act for the relief of Henry Voelter;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report, in part, of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4187, (Post-Office appropriations,) and ask a further conference with the House on the disagreeing votes of the two houses on the amendments of the Senate to the said bill numbered, respectively, 12, 13, 32, 33, 34, and 35, and have appointed Mr. West, Mr. Dorsey, and Mr. Bogy to be the managers at the said conference on the part of the Senate.

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4616 (naval appropriations) have reported to the Senate that they were unable to agree.

The Speaker, by unanimous consent, laid before the House a message from the President of the United States, transmitting information, in

reply to a resolution of the House of the 25th of January, relating to the agency of A. B. Steinberger, of the Samoan Islands; which was referred to the Committee on Foreign Affairs and ordered to be printed.

The Speaker also, by unanimous consent, laid before the House executive communications; which were disposed of as follows, viz:

I. A letter from the Postmaster-General, giving information as required by the eighth section of an act relating to the Post-Office Department, approved June 8, 1872; which was laid on the table and ordered to be printed.

II. A letter from the Secretary of State, with the accompanying documents, showing the commercial relations with foreign nations during the year 1876; which was referred to the Committee on Printing.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4187, (Post-Office appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the bill from the House of Representatives No. 4187, entitled "An act making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes," after a full and free conference thereon, beg leave to report as follows:

The House recedes from its disagreement to the amendments of the Senate numbered 3, 4, 5, 8, 10, 20, 21, 22, 23, 24, 26, 28, 29, 30, and 31.

The Senate recede from their amendments numbered 19 and 27.

The House recedes from its disagreement to amendment No. 1, and agrees to the same with an amendment making the amount \$135,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 2, and agrees to the same with an amendment making the amount \$25,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 6, and agrees to the same with an amendment making the amount \$3,340,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 7, and agrees to the same with an amendment making the amount \$1,825,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 9, and agrees to the same with an amendment making the amount \$400,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 11, and agrees to the same with an amendment making the amount \$80,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 14, and agrees to the same with an amendment making the amount \$1,225,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 15, and agrees to the same with an amendment making the amount \$1,000,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 16, and agrees to the same with an amendment making the amount \$150,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 17, and agrees to the same with an amendment making the amount \$110,000 and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 18, and

agrees to the same with an amendment making the amount \$670,000; and the Senate agree to the same.

The House recedes from its disagreement to amendment No. 25, and agrees to the same with an amendment making the amount \$14,150; and the Senate agree to the same.

Upon amendments Nos. 12, 13, 32, 33, 34, and 35, the conferees have been unable to agree, and so report to their respective houses.

W. S. HOLMAN,
JAMES H. BLOUNT,
CHAS. FOSTER,

Managers on the part of the House.

J. R. WEST,
H. HAMLIN,
L. V. BOGY,

Managers on the part of the Senate.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Holman,

Ordered, That the House insist upon its disagreement to the amendments of the Senate numbered, respectively, 12, 13, 32, 33, 34, and 35 to the bill of the House H. R. 4187, (Post-Office appropriations,) and agree to the further conference asked by the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Holman, Mr. Clymer, and Mr. Foster be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith;

Mr. Conger moved to suspend the rules, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That J. Madison Wells, T. C. Anderson, G. Casanave, and L. M. Kenner, witnesses now confined by order of the House, be discharged from further custody, and the Sergeant-at-Arms is hereby directed to carry this order into execution;

And the question being put,

It was decided in the negative,	{	Yeas	76
		Nays	80
		Not voting	134

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. John H. Baker	Mr. Dudley C. Denison	Mr. Elbridge G. Lapham	Mr. Julius H. Seelye
William H. Baker	Samuel A. Dobbins	William Lawrence	C. H. Slinckson
Latimer W. Ballou	Mark H. Dunnell	John E. Lynch	Robert Smalls
Nathaniel P. Banks	Greenbury L. Fort	William P. Lynde	A. Herr Smith
Henry W. Blair	Chapman Freeman	L. A. Mackey	Horace B. Strait
Nathan B. Bradley	William P. Frye	C. D. MacDougall	William H. H. Stowell
John M. Bright	James A. Garfield	George W. McCrary	Jacob M. Thornburgh
William E. Brown	John R. Goodin	James W. McDill	Martin I. Townsend
Horatio C. Burchard	Jere Haralson	James Monroe	Washington Townsend
John H. Burleigh	Benjamin W. Harris	Addison Oliver	John Q. Tufts
Charles W. Butts	Henry H. Hathorn	Charles O'Neill	John T. Wait
Joseph G. Cannon	Charles Hays	John B. Packer	Alexander S. Wallace
Lucien B. Caswell	Jay A. Hubbell	Horace F. Page	John W. Wallace
Simeon B. Chittenden	Morton C. Hunter	Henry O. Pratt	John D. White
Omar D. Conger	Stephen A. Hurlbut	Joseph H. Rainey	George Willard
Lorenzo Crounse	Charles H. Joyce	John Robbins	Alpheus S. Williams
David B. Culbertson	John A. Kasson	Milton S. Robinson	Charles G. Williams
Lorenzo Danford	William D. Kelley	Sobiecki Ross	William B. Williams
Chester B. Darrall	Franklin Landers	Ezekiel S. Sampson	James Wilson.
John M. Davy			

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Joseph J. Davis	Mr. J. V. Le Moyne	Mr. William F. Simons
John H. Bagley, jr.	Rezin A. DeBolt	William M. Levy	William A. J. Sparks
Henry B. Banning	Benjamin T. Eames	Edwin R. Meade	William M. Springer
George M. Beebe	E. John Ellis	Hernando D. Money	William S. Stanger
Andrew R. Boone	Jease J. Finley	William B. Morrison	John E. Tarbox
Taul Bradford	William H. Forney	William Mutehler	William Terry
John Young Brown	Benjamin J. Franklin	Lawrence T. Neal	J. W. Throckmorton
Aylett H. Buckner	Benoni S. Fuller	Jephtha D. New	Jacob Tarney
John H. Caldwell	Lucien C. Ganse	William J. O'Brien	John L. Vance
William P. Caldwell	John M. Glover	Henry B. Payne	Robert B. Vance
Milton A. Candler	Andrew H. Hamilton	John F. Phillips	William Walsh
George W. Cate	Aug. A. Hardenbergh	Earley F. Poppleton	Erastus Wells
Bernard G. Caulfield	John T. Harris	David Rea	John O. Whitehouse
John B. Clarke	William Hartsell	James B. Reilly	W. C. Whitthorne
John B. Clark, jr.	Robert A. Hatcher	Americus V. Rice	Peter D. Wigginton
Hester Clymer	Andrew Humphreys	Haywood Y. Riddle	Scott Wike
Francis D. Collins	George A. Jenks	Milton Saylor	James Williams
Jacob P. Cowan	Thomas L. Jones	Alfred M. Scales	Benjamin A. Willis
Samuel S. Cox	Edward C. Kehr	Gustavo Schleicher	Jease J. Yeates
Augustus W. Cutler	George M. Landers	James Sheakley	Casey Young

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles Foster	Mr. E. W. Leavenworth	Mr. Otho R. Singleton
Charles H. Adams	Randall L. Gibson	Burwell E. Lewis	William E. Smith
William B. Anderson	John Goode, jr.	Scott Lord	Milton I. Southard
Thomas S. Ashe	Thomas M. Gunter	John K. Luttrell	William H. Staates
John D. C. Atkins	Eugene Hale	Henry S. Magoon	Alex. H. Stephens
John C. Bagby	Robert Hamilton	Levi Malah	Adlai E. Stevenson
George A. Bagley	John Hancock	William McFarland	William H. Stone
Lyman K. Bass	Henry R. Harris	John A. McMahon	Thomas Swann
James B. Belford	Carter H. Harrison	Henry B. Metcalfe	Frederick H. Teese
Samuel N. Bell	Julian Hartridge	Samuel F. Miller	Charles P. Thompson
Jos. C. S. Blackburn	William S. Haymond	Charles W. Milliken	Philip F. Thomas
Richard P. Bland	George W. Hendee	Roger Q. Mills	John R. Tucker
Archibald M. Biles	Thomas J. Henderson	Charles H. Morgan	Nelson H. Van Vorhe
James H. Blount	Ell J. Henkle	Charles E. Naah	Alfred M. Waddell
Samuel D. Burckard	Abram S. Hewitt	Nelson I. Norton	Henry Waldron
George C. Cabell	Goldsmith W. Hewitt	N. Holmes Odell	Charles C. B. Walker
Alexander Campbell	Benjamin H. Hill	James Phelps	Gilbert C. Walker
Nathan T. Carr	George F. Hoar	William A. Phillips	Ansel T. Walter
Thomas J. Cason	Solomon L. Hoge	Henry L. Pierce	Eljah Ward
Chester W. Chapin	William S. Holman	William A. Piper	Levi Warner
Alex. G. Cochrane	Charles E. Hooker	Harris M. Plaisted	William W. Warren
Philip Cook	James H. Hopkins	Thomas C. Platt	Henry Waterson
William W. Crapo	George G. Hoskins	Allen Potter	G. Wiley Wells
George G. Dibrall	John F. House	Joseph Powell	William A. Wheeler
Beverly B. Douglas	Eppa Hunton	William J. Purman	Richard H. Whiting
George H. Durand	Frank H. Hurd	John H. Reagan	Andrew Williams
Milton J. Durham	John A. Hyman	John Reilly	Jere N. Williams
John R. Eden	Frank Jones	William M. Robbins	William W. Wilshire
Albert G. Egbert	Alanson M. Kimball	Charles B. Roberts	Benjamin Wilson
James L. Evans	William S. King	Miles Ross	Alan Wood, jr.
Charles J. Faulkner	J. Proctor Knott	Jeremiah M. Ruak	Fernando Wood
William H. Felton	Lucius Q. C. Lamar	John S. Savage	William Woodburn
David Dudley Field	Lafayette Lane	John G. Schumaker	L. D. Woodworth
Edwin Flye			

So the rules were not suspended.

Mr. Blount, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4616, (naval appropriations,) reported that the committee were unable to agree.

On motion of Mr. Blount,

Ordered, That the House further insist upon their disagreement to the amendments of the Senate to the said bill, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Blount, Mr. John T. Harris, and Mr. Hale be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed bills of the House of the following titles, viz:

H. R. 186. An act to provide for compensation to the owners of certain lands ceded by the United States to Great Britain in and by the treaty Washington of July 9, 1842;

H. R. 2694. An act for the relief of W. W. Van Antwerp, late major of Fourth Michigan Cavalry; with amendments, in which I am directed to request the concurrence of the House of Representatives.

The Senate have passed, without amendment, joint resolutions of the House of the following titles, viz:

H. Res. 175. Joint resolution authorizing the issue of clothing to Company A, Second Regiment United States Cavalry.

H. Res. 176. Joint resolution authorizing the issue of clothing to Private Francis Hegner, Company F, Seventh Cavalry, and Private John C. Collins, Company G, Seventh Cavalry.

The Senate have passed a bill of the following title, viz:

S. 780. An act for the relief of the Richmond Female Institute, of Richmond, Virginia; in which I am directed to ask the concurrence of the House of Representatives.

The Senate insist upon their amendments to the bill of the House (H. R. 4261) to provide for the sale of desert-lands in certain States and Territories, disagreed to by the House of Representatives, agree to the conference asked by the House on the disagreeing votes of the two houses on the said bill, and have appointed Mr. Sargent, Mr. Oglesby, and Mr. Kelly the managers at the said conference on the part of the Senate.

Mr. Lamar moved that the rules be suspended, so as to discharge the Committee of the Whole House on the state of the Union from the further consideration of the bill of the Senate (S. 14) to extend the time for the construction and completion of the Northern Pacific Railroad and bring the said bill before the House for present consideration;

And the question being put,

It was decided in the negative,	{	Yeas	91
		Nays	71
		Not voting.	128

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. William H. Baker	Mr. Lucien C. Gause	Mr. L. A. Mackey	Mr. William F. Slemmons
Latimer W. Ballou	John Hancock	C. D. MacDougall	Robert Smalls
Henry B. Banning	Jere Haralson	George W. McCrary	A. Herr Smith
James B. Belford	Aug. A. Hardenbergh	James W. McDill	Horace B. Strait
Henry W. Blair	Benjamin W. Harris	William Mutschler	William H. H. Stowell
Nathan B. Bradley	Robert A. Hatcher	William J. O'Brien	William Terry
Aylett H. Buckner	Henry H. Hathorn	Addison Oliver	Charles P. Thompson
Charles W. Butts	William S. Haymond	Charles O'Neill	J. W. Throckmorton
Lucien B. Caswell	Charles Hays	John B. Packer	Martin I. Townsend
Bernard G. Caulfield	Jay A. Hubbell	Henry B. Payne	Washington Townsend
Simcoe B. Chittenden	Stephen A. Hurlbut	William A. Phillips	Henry Waldron
John B. Clark, Jr.	Thomas L. Jones	Henry L. Pierce	Charles C. B. Walker
Omar D. Conger	Charles H. Joyce	Henry O. Pratt	Gilbert C. Walker
William W. Crapo	John A. Kasson	William J. Purman	Alexander S. Wallace
David B. Culbertson	Edward C. Kehr	Joseph H. Rainey	John W. Wallace
Dudley C. Denison	William D. Kelley	John Reilly	William Walsh
Samuel A. Dobbins	Lucius Q. C. Lamar	James B. Reilly	Erastus Wells
Mark H. Dunnell	George M. Landers	Haywood Y. Riddle	John O. Whitehouse
Benjamin T. Eames	Lafayette Lane	John Robbins	Peter D. Wigginton
E. John Ellis	J. V. Le Moine	Sobieski Ross	Alpheus S. Williams
Charles Foster	William M. Levy	Julius H. Seelye	Charles G. Williams
Chapman Freeman	John R. Lynch	James Sheakley	William B. Williams
James A. Garfield	William P. Lynde	C. H. Sinnickson	

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Alexander Campbell	Mr. Lorenzo Crounse	Mr. William H. Forney
John H. Baker	Milton A. Candler	Augustus W. Cutler	Benjamin J. Franklin
James H. Blount	Joseph G. Cannon	Lorenzo Danford	John M. Glover
Tasl Bradford	George W. Cate	Chester B. Darrall	John R. Goodin
John M. Bright	John B. Clarke	Joseph J. Davis	Andrew H. Hamilton
John Young Brown	Heister Clymer	Rezin A. DeBolt	William Hartzell
Horatio C. Burchard	Francis D. Collins	John R. Eden	William S. Holman
John H. Caldwell	Jacob P. Cowan	David Dudley Field	James H. Hopkins
William P. Caldwell	Samuel S. Cox	Jesse J. Finley	John F. House

Mr. Andrew Humphreys	Mr. Jephtha D. New	Mr. William M. Springer	Mr. W. C. Whitthorne
Morton C. Hunter	Earley F. Poppleton	William S. Stenger	Scott Wike
Franklin Landers	David Rea	Adlai E. Stevenson	James Williams
William Lawrence	Americus V. Rice	Jacob M. Thornburgh	Benjamin A. Willis
John A. McMahon	Milton S. Robinson	John Q. Tufts	Benjamin Wilson
Edwin R. Meade	Ezekiel S. Sampson	Jacob Turney	James Wilson
James Monroe	Alfred M. Scales	John L. Vance	James J. Yeates
William R. Morrison	Gustave Schleicher	Robert B. Vance	Casey Young.
Lawrence T. Neal	William A. J. Sparks	John D. White	

Those not voting are—

Mr. Josiah G. Abbott	Mr. Charles J. Faulkner	Mr. J. Proctor Knott	Mr. Milton Saylor
Charles E. Adams	William H. Felton	Elbridge G. Lapham	John G. Schumaker
William B. Anderson	Edwin Fiye	E. W. Leavenworth	Otto R. Sargent
Thomas S. Ashe	Greenbury L. Fort	Burwell B. Lewis	William E. Smith
John D. C. Atkins	William P. Frye	Scott Lord	Milton I. Southard
John C. Bagby	Benoni S. Fuller	John K. Luttrell	William H. Stanton
George A. Bagley	Randall L. Gibson	Henry S. Magoon	Alex. H. Stephens
John H. Bagley, Jr.	John Goode, Jr.	Levi Malah	William H. Stone
Nathaniel F. Banks	Thomas M. Gunter	William McFarland	Thomas Swann
Lyman K. Bess	Eugene Hale	Henry B. Metcalfe	John K. Tabb
George M. Beebe	Robert Hamilton	Samuel F. Miller	Frederick H. Tees
Samuel N. Bell	Henry R. Harris	Charles W. Milliken	Philip F. Thomas
Joe. C. S. Blackburn	John T. Harris	Roger Q. Mills	John R. Tucker
Richard T. Bland	Carter H. Harrison	Hernando D. Money	Nelson H. VanVleet
Archibald M. Bliss	Julian Hartridge	Charles H. Morgan	Alfred M. Waddell
Andrew B. Boone	George W. Hendes	Charles E. Nash	John T. Wait
William R. Brown	Thomas J. Henderson	Nelson I. Norton	Ansel T. Walling
Samuel D. Burchard	Eli J. Henkle	N. Holmes Odell	Elijah Ward
John H. Burleigh	Abram S. Hewitt	Horace F. Page	Levi Warner
George C. Cabell	Goldsmith W. Hewitt	James Phelps	William W. Warren
Nathan T. Carr	Benjamin H. Hill	John F. Phillips	Henry Watterson
Thomas J. Cason	George F. Hoar	William A. Piper	G. Wiley Wells
Chester W. Chapin	Solomon L. Hoge	Harris M. Plaisant	William A. Wheeler
Alex. G. Cochran	Charles E. Hooker	Thomas C. Platt	Richard H. Whiting
Phillip Cook	George G. Hoskins	Allen Potter	George Willard
John M. Davy	Eppa Hunton	Joseph Powell	Andrew Williams
George G. Dibrell	Frank H. Hurd	John H. Reagan	Jere N. Williams
Beverly B. Douglas	John A. Hyman	William M. Robbins	William W. Wilshire
George H. Durand	George A. Jenks	Charles B. Roberts	Alan Wood, Jr.
Milton J. Durham	Frank Jones	Miles Ross	Fernando Wood
Albert G. Egbert	Alanson M. Kimball	Jeremiah M. Rusk	William Woodburn
James L. Evans	William S. King	John S. Savage	L. D. Woodworth.

So the rules were not suspended.

Mr. Neal, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4554) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the bill (H. R. 4554) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes, having met, after a full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

The Senate recede from their amendments numbered 2, 9, 10, 12, 13, 14, 17, and 19.

The House recedes from its disagreement to the amendments numbered 3, 4, 5, 6, 7, 11, and 16, and agrees to the same.

The Senate recede from their amendment numbered 1, and agree to the same with an amendment as follows:

On page 1, line 5 of the bill, strike out "one dollar" and insert *one dollar and twenty-five cents*;

And the House agrees to the same.

The Senate recede from their amendment numbered 15, and agree to the same with an amendment as follows:

On page 8, line 18, of the bill, after the words "United States" strike out the words "other than those for the government of the District of Columbia;"

And the House agrees to the same.

The Senate recede from their amendment numbered 18, and agree to the same with an amendment as follows :

In line 10 of the said amendment strike out "five" and insert *four*;
And the Senate agree to the same.

LAWRENCE T. NEAL,
WILLIAM W. CRAPO,
Managers on the part of the House.

GEORGE E. SPENCER,
S. W. DORSEY,
W. H. BARNUM,
Managers on the part of the Senate.

Mr. Neal moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid upon the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 559. An act for the relief of Almeron E. Calkins, late a second lieutenant in the Eighth Michigan Cavalry;

H. R. 1611. An act authorizing the changing of the name of the sloop Addie Parker, of New Bedford, Massachusetts;

H. R. 1765. An act respecting the limits of reservations for town-sites upon the public domain;

H. R. 1824. An act to change the name of the pleasure-yacht Hiram B. to Iola;

H. R. 2606. An act for the relief of Catharine Harris; and

H. R. 3574. An act for the relief of Marshal P. Thatcher;
When

The Speaker signed the same.

Mr. Saylor, from the Committee on Rules, submitted the following report, viz:

The Committee on Rules report the accompanying amendment to rule 22, which is as follows, namely: After the word "Speaker," where it first occurs in said rule, insert the following: *and pending the election of a Speaker, under the direction of the Clerk*, and recommend its adoption.

The necessity for this amendment can be briefly stated. This rule, as originally adopted, April 14, 1789, was as follows, namely: "It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings, to execute the commands of the House from time to time, together with all such process issued by authority thereof as shall be directed to him by the Speaker."

Experience had fully demonstrated, especially during the protracted struggles over the election of a Speaker in the Thirty-first, Thirty-fourth, and Thirty-sixth Congresses, respectively, that the rules for the preservation of order were defective, and the twenty-second rule was accordingly amended on the 16th of April, 1860, upon a report from the Select Committee on Rules, made by Mr. Washburn, of Maine, by the insertion of the following words after the word "sittings," namely: "To aid in the enforcement of order under the direction of the Speaker."

It has been found, however, in the organization of a new House, that this rule was still defective, in that it failed to direct and authorize the Sergeant-at-Arms to preserve order during the election of a Speaker.

Rule 146 requires the Clerk, pending the election of a Speaker, "to

preserve order and decorum," but fails to provide means to execute his direction in that regard.

This proposed amendment supplies the defect in this particular, by requiring the Sergeant-at-Arms to aid in the enforcement of order, under the direction of the Clerk, the officer charged by law with the organization of a new House.

Mr. McPherson, the Clerk of the House for many years, stated, during the organization of the House in the Forty-second Congress, that he had no power to direct the Sergeant-at-Arms to enforce order, and could only appeal to members to preserve order and decorum.

The Committee on Rules believe the proposed amendment to be proper and necessary, and recommend its adoption.

After debate,

The further consideration of the said report was for the present postponed.

The Speaker, by unanimous consent, was authorized to appoint three additional members on the Committee on Enrolled Bills, and thereupon appointed Mr. Poppleton, Mr. James B. Reilly, and Mr. John H. Baker.

Mr. Cox moved to suspend the rules, so as to enable him to introduce, and the House to pass, a bill (H. R. 4699) to remove the disabilities imposed by the third section of the fourteenth article of the amendments of the Constitution of the United States;

And the question being put,

It was decided in the affirmative, (two-thirds voting in favor thereof.)

So the bill was introduced, read twice, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

On motion of Mr. John Young Brown, (the rules having been suspended for that purpose,) the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 628) for the relief of John J. Anderson, surviving copartner of the firm of Anderson & White.

The said bill was engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Crounse, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the Senate (S. 1163) for the relief of settlers on the public lands under the pre-emption-laws, reported the same without amendment;

And

Mr. Rusk, by unanimous consent, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 36) amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled, reported the same without amendment.

The said bills were, by unanimous consent, placed upon the Speaker's table;

And then,

By unanimous consent, bills of the House of the following titles, with amendments of the Senate thereto, were taken from the Speaker's table, and the said amendments concurred in, viz:

H. R. 4198. An act to authorize the President to restore Thomas J. Spencer to his former rank in the Army.

H. R. 1238. An act granting a pension to Esther P. Fox.

H. R. 3011. An act granting a pension to Mrs. Ann Annis.

H. R. 534. An act for the relief of Rosetta Hert, (late Rosetta Scoville,) Charles C. Benoist, Emily Benoist, and Logan Fanfan, half-breed Indians.

H. R. 2019. An act for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry.

H. R. 2694. An act for the relief of W. W. Van Antwerp, late major of Fourth Michigan Cavalry.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, bills and joint resolutions of the Senate of the following titles were taken from the Speaker's table, read three times, and passed, viz:

S. 974. An act for the relief of Francis Guilbeau, of San Antonio, Texas.

S. 1071. An act for the relief of H. E. Woodhouse & Co., of Brownsville, Texas.

S. 734. An act for the relief of William Jasper Cordill.

S. 1034. An act for the relief of Louis Rose.

S. 855. An act making an appropriation to pay the claim of Benjamin Fenton and D. W. Fenton.

S. R. 30. Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms, approved July 3, 1876.

S. 1122. An act to secure the rights of settlers upon certain railroad-lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866.

S. 1083. An act to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872.

S. 1001. An act to provide for the disposition of the Fort Dalles military reservation.

S. 1238. An act granting a pension to Esther P. Fox.

S. 931. An act for the relief of H. H. Mathis.

S. 1225. An act to amend section 2291 of the Revised Statutes of the United States in relation to proof required in homestead entries.

S. 470. An act for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry.

S. 1197. An act for the relief of Eli Teegarden.

S. 1063. An act for the relief of certain settlers on the public lands.

S. R. 32. Joint resolution providing for the renunciation of the naturalization of Frederick Hinkel.

S. 1116. An act granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment Kansas State Militia.

S. 1183. An act granting a pension to Harriet Mass.

S. 1200. An act to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, Inspector-General in the United States Army.

S. 1259. An act granting a pension to Daniel Houlahan.

S. 1260. An act granting a pension to Edmund H. Cobb.

S. 1213. An act to repeal the statute forbidding appointments and promotions in the staff of the Army.

S. 1284. An act for the relief of William L. Hickam, of Missouri.

S. 1288. An act to remove the political disabilities of P. J. Quattlebum, of Georgia.

S. 1019. An act to provide for a reprint of the resolves, ordinances,

preserve order and decorum," but fails to provide means to execute his direction in that regard.

This proposed amendment supplies the defect in this particular, by requiring the Sergeant-at-Arms to aid in the enforcement of order, under the direction of the Clerk, the officer charged by law with the organization of a new House.

Mr. McPherson, the Clerk of the House for many years, stated, during the organization of the House in the Forty-second Congress, that he had no power to direct the Sergeant-at-Arms to enforce order, and could only appeal to members to preserve order and decorum.

The Committee on Rules believe the proposed amendment to be proper and necessary, and recommend its adoption.

After debate,

The further consideration of the said report was for the present postponed.

The Speaker, by unanimous consent, was authorized to appoint three additional members on the Committee on Enrolled Bills, and thereupon appointed Mr. Poppleton, Mr. James B. Reilly, and Mr. John H. Baker.

Mr. Cox moved to suspend the rules, so as to enable him to introduce and the House to pass, a bill (H. R. 4699) to remove the disabilities imposed by the third section of the fourteenth article of the amendments of the Constitution of the United States;

And the question being put,

It was decided in the affirmative, (two-thirds voting in favor thereof.)

So the bill was introduced, read twice, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

On motion of Mr. John Young Brown, (the rules having been suspended for that purpose,) the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 628) for the relief of John J. Anderson, surviving copartner of the firm of Anderson & White.

The said bill was engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said bill.

Mr. Crounse, by unanimous consent, from the Committee on the Public Lands, to which was referred the bill of the Senate (S. 1163) for the relief of settlers on the public lands under the pre-emption-laws, reported the same without amendment;

And

Mr. Rusk, by unanimous consent, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 36) amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled, reported the same without amendment.

The said bills were, by unanimous consent, placed upon the Speaker's table;

And then,

By unanimous consent, bills of the House of the following titles, with amendments of the Senate thereto, were taken from the Speaker's table, and the said amendments concurred in, viz:

H. R. 4198. An act to authorize the President to restore Thomas J. Spencer to his former rank in the Army.

H. R. 1238. An act granting a pension to Esther P. Fox.

H. R. 3011. An act granting a pension to Mrs. Ann Annis.

H. R. 534. An act for the relief of Rosetta Hert, (late Rosetta Scoville,) Charles C. Benoist, Emily Benoist, and Logan Fanfan, half-breed Indians.

H. R. 2019. An act for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry.

H. R. 2694. An act for the relief of W. W. Van Antwerp, late major of Fourth Michigan Cavalry.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, bills and joint resolutions of the Senate of the following titles were taken from the Speaker's table, read three times, and passed, viz :

S. 974. An act for the relief of Francis Guilbeau, of San Antonio, Texas.

S. 1071. An act for the relief of H. E. Woodhouse & Co., of Brownsville, Texas.

S. 734. An act for the relief of William Jasper Cordill.

S. 1034. An act for the relief of Louis Rose.

S. 855. An act making an appropriation to pay the claim of Benjamin Fenton and D. W. Fenton.

S. R. 30. Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms, approved July 3, 1876.

S. 1122. An act to secure the rights of settlers upon certain railroad-lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866.

S. 1083. An act to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872.

S. 1001. An act to provide for the disposition of the Fort Dalles military reservation.

S. 1238. An act granting a pension to Esther P. Fox.

S. 931. An act for the relief of H. H. Mathis.

S. 1225. An act to amend section 2291 of the Revised Statutes of the United States in relation to proof required in homestead entries.

S. 470. An act for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry.

S. 1197. An act for the relief of Eli Teegarden.

S. 1063. An act for the relief of certain settlers on the public lands.

S. R. 32. Joint resolution providing for the renunciation of the naturalization of Frederick Hinkel.

S. 1116. An act granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment Kansas State Militia.

S. 1183. An act granting a pension to Harriet Mass.

S. 1200. An act to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, Inspector-General in the United States Army.

S. 1259. An act granting a pension to Daniel Houlahan.

S. 1260. An act granting a pension to Edmund H. Cobb.

S. 1213. An act to repeal the statute forbidding appointments and promotions in the staff of the Army.

S. 1284. An act for the relief of William L. Hickam, of Missouri.

S. 1288. An act to remove the political disabilities of P. J. Quattlebum, of Georgia.

S. 1019. An act to provide for a reprint of the resolves, ordinances,

and acts passed by the Continental Congress and the Congress of the Confederation.

S. 177. An act to authorize the Secretary of War to adjust and settle claims of the State of Georgia against the Government on account of the Western and Atlantic Railroad.

S. 780. An act for the relief of the Richmond Female Institute of Richmond, Virginia.

S. 36. An act amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled.

S. 1163. An act for the relief of settlers on the public lands under the pre-emption laws.

S. 1255. An act for the relief of Henry Voelter.

S. 407. An act to authorize the restoration of George A. Armes to the rank of captain.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. McCrary, by unanimous consent, the bill of the House (H. R. 4476) to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California, with the amendments of the Senate thereto, was taken from the Speaker's table, the said amendments disagreed to, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. McCrary, Mr. Wigginton, and Mr. Caulfield be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill and joint resolutions of the following titles, viz :

S. 1271. An act to remove the political disabilities of W. F. Carrington, of Virginia.

H. Res. 175. Joint resolution authorizing the issue of clothing to Company A, Second Regiment United States Cavalry; and

H. Res. 176. Joint resolution authorizing the issue of clothing to private Francis Hegner, Company F, Seventh Cavalry, and private John C. Collins, Company G, Seventh Cavalry;

When

The Speaker signed the same.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4554) for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes.

The Senate insist on their amendments to the bill of the House (H. R. 4476) to provide for the appointment of an official short-hand reporter for the United States court in and for the district of California, disagreed to by the House of Representatives, agree to the conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Wright, Mr. Howe, and Mr. Cooper as managers on the part of the Senate at the said conference.

On motion of Mr. Watterson, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 259) for the benefit of the Louisville Baptist Orphans' Home; which bill was then read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Conger, by unanimous consent, the Committee of the

Whole House was discharged from the further consideration of the bill of the House (H. R. 2386) for the relief of Moses F. Carleton, late second lieutenant of Company I, Fourth Michigan Infantry Volunteers; which bill was then engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

And then,

On motion of Mr. Holman, at 1 o'clock and 25 minutes a. m., (Saturday, March 3,) the House took a further recess until 10 o'clock a. m., (Saturday, March 3.)

AFTER THE RECESS.

(Saturday, March 3, 1877—10 o'clock a. m.)

By unanimous consent, resolutions were submitted, read, considered, and agreed to, viz:

By Mr. Tarbox:

Resolved, That the Clerk of the House be, and hereby is, authorized and directed to pay out of the contingent fund of the House to James Morrow, for services rendered under the Doorkeeper of the House, the sum of \$350.

By Mr. Sayler:

Resolved, That the Secretary of War be requested to report to Congress on the best methods, by harbors of refuge or otherwise, of protecting the river commerce of Cincinnati from flocks of ice in the Ohio.

By Mr. James Wilson:

Resolved, That the Clerk of the House be directed to pay out of the contingent fund to Henry Thomas, for sixty days' services as messenger to the Committee on War-Claims, at \$2 per day, \$120.

By Mr. Joyce:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay out of the contingent fund to Francis A. Page, a messenger of the House on the soldiers' roll, the sum of \$300, being the amount of salary due him as a disabled soldier from September 1, 1876, to December 1, 1876.

Mr. Whitthorne, by unanimous consent, from the Committee on Naval Affairs, to which was referred the bill of the House (H. R. 1082) for the relief of Henry M. Meade, late paymaster United States Navy, reported the same without amendment.

Ordered, That the bill be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Henderson, by unanimous consent, introduced a joint resolution (H. Res. 194) to appoint a commission to examine into the matter of contracts made by and between the United States and the Moline Water-Power Company as to the water-power at Moline, Illinois, and to report to Congress as to the same; which was read twice, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Luttrell, by unanimous consent, the bill of the House (H. R. 3925) relating to the production of fruit-brandy, and to punish frauds connected with the same, with the amendment of the Senate thereto, was taken from the Speaker's table and the said amendment concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Joyce, by unanimous consent, introduced a bill (H. R. 4700) to

remove the political disabilities of Mrs. Helen M. Slocum, of New York City; which was read twice, referred to the Committee on the Judiciary, and ordered to be printed.

Mr. Cutter, by unanimous consent, from the Committee on Education and Labor, reported a joint resolution (H. Res. 195) for printing the report of the Commissioner of Education for the year 1876; which was read twice, engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Douglas, by unanimous consent, the Select Committee on the Freedman's Bank was discharged from the further consideration of a letter relative to the purchase by the Government of the Freedman's Bank building, and the same was referred to the Committee on Public Buildings and Grounds.

Mr. Hardenbergh, by unanimous consent, from the Committee on Military Affairs, to which was referred the bill of the Senate (S. 189) placing the name of C. G. Freudenberg upon the retired-list of the United States Army, reported the same without amendment; which bill was then read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. John Reilly, by unanimous consent,

Ordered, That adverse reports ordered by committees to be made may be handed in at the Clerk's desk, the said reports printed, and, with the accompanying bill or petition, laid upon the table.

Mr. Alpheus S. Williams, by unanimous consent, from the Committee on Military Affairs, reported a bill (H. R. 4701) for the relief of Robert C. Buchanan, colonel (retired) and brevet major-general United States Army; which was read twice, ordered to be printed, and recommitted to the said committee.

Mr. Strait, from the same committee, to which was referred the bill of the House (H. R. 4304) to authorize the United States to secure a title to the Fort Union military and timber reservation in New Mexico, reported the same with an amendment.

The House having proceeded to its consideration, the said amendment was agreed to.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Tucker, by unanimous consent, submitted the following preamble and resolution; which were read, considered, and agreed to, viz:

Whereas all the investigations which have been directed by this House have been virtually closed, and no more testimony can be taken by reason of the near adjournment of the House, and the further imprisonment of witnesses in contempt of the authority of this House cannot conduce to the truth sought by said investigations: therefore,

Resolved, That the Sergeant-at-Arms be directed to discharge this day all persons held by him under order of this House for contempt of its authority.

Mr. Singleton, by unanimous consent, from the Committee on Appropriations, to which was referred the bill of the Senate (S. 731) to limit and fix the Signal-Service, reported the same with amendments.

The House having proceeded to their consideration, the said amendments were agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said amendments.

Mr. Eden, by unanimous consent, from the Committee on War-Claims, to which was referred the bill of the Senate (S. 1128) to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto, reported the same with the following amendment, viz :

SEC. 2. *That the Commissioners of Claims shall not receive any evidence on behalf of any claimant or claimants for the allowance of any claim or claims, unless such evidence shall have been taken and presented and filed by the tenth day of March, one thousand eight hundred and seventy-eight, except in rebuttal of evidence introduced on behalf of the Government ; and all claims wherein the evidence of claimant or claimants is not filed within the time herein limited shall be deemed barred forever thereafter.*

The House having proceeded to its consideration, the said amendment was agreed to.

Ordered, That the bill, as amended, be read a third time.

The bill, as amended, was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate in the said amendment.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed a bill of the House of the following number, viz :

H. R. 4680. Sundry civil appropriations, with amendments, in which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Holman, the said bill, with the amendments of the Senate thereto, was taken from the Speaker's table, the said amendments disagreed to, and a conference asked with the Senate on the disagreeing votes of the two houses on the said bill.

Ordered, That Mr. Holman, Mr. Eden, and Mr. Waldron be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Dunnell, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the House (H. R. 3833) for the relief of John N. Hall, the said bill engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

On motion of Mr. Buckner, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 830) for the relief of Joseph W. Parish, the bill read the third time, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Terry, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 845) for the relief of W. H. Woodard, of Indianola, Texas, the bill read the third time, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Blackburn, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 973) for the relief of Elizabeth Corsan, the bill read the third time, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Andrew Williams, by unanimous consent, the Committee on Revolutionary Pensions was discharged from the further con-

sideration of the petition of George Foster, and the same was referred to the Committee on Invalid Pensions.

On motion of Mr. John H. Bagley, jr., by unanimous consent, the House proceeded to the consideration of the bill of the House (H. R. 4397) for the relief of Francis M. Strong and Thomas Ross, pending when the last morning hour expired.

Ordered, That the bill, as amended, be engrossed and read a third time.

Being engrossed, the bill was accordingly read the third time and passed.

Mr. Glover, by unanimous consent, from the Select Committee on the Real Estate Pool and Jay Cooke & Co.'s Indebtedness, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Committee on the Real Estate Pool and Jay Cooke & Co.'s Indebtedness be, and they are hereby, allowed the services of a clerk during the present session of Congress, commencing December 4, 1876, and such clerk be paid \$4 per diem for his services out of the contingent fund of the House.

Mr. Banning, by unanimous consent, from the Committee on Military Affairs, to which was referred the joint resolution of the House (H. Res. 179) granting the use of artillery-blankets, &c., at the national soldiers' and sailors' reunion to be held at Marietta, Ohio, reported the same without amendment.

Ordered, That the joint resolution be engrossed and read a third time.

Being engrossed, the joint resolution was accordingly read the third time and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 534. An act for the relief of Rosetta Hert, (late Rosetta Seville,) Charles C. Benoist, Emily Benoist, and Logan Fanfan, half-breed Indians;

H. R. 1238. An act granting a pension to Esther P. Fox;

H. R. 2019. An act for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry;

H. R. 3011. An act granting a pension to Mrs. Ann Annis; and

H. R. 4198. An act to authorize the President to restore Thomas J. Spencer to his former rank in the Army.

Mr. Andrew H. Hamilton, from the same committee, reported that the committee had examined and found truly enrolled an act (H. R. 2694) for the relief of W. W. Van Antwerp, late major of Fourth Michigan Cavalry.

Mr. Henry R. Harris, from the same committee, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 4306. An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes; and

H. R. 4559. An act making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1878, and for prior years, and for other purposes;

When

The Speaker signed the same.

Mr. Holman moved that the House take a recess for one hour; which motion was not agreed to.

And then,

On motion of Mr. Knott, at 11 o'clock and 35 minutes a. m., (Saturday, March 3,) the House adjourned.

SATURDAY, MARCH 3, 1877.

The following memorials, petitions, and other papers were laid on the Clerk's desk, under the rule, and referred as follows, viz:

By Mr. John H. Baker: Joint resolution of the Indiana legislature, for the equalization of pensions granted to soldiers of the war of 1861, to the Committee on Invalid Pensions.

By Mr. Bland: Joint resolution of the legislature of Missouri, recommending the repeal of the leaf-tobacco tax, to the Committee of Ways and Means.

By Mr. William R. Brown: Concurrent resolution of the legislature of Kansas, favoring the election of United States Senators by the people, to the Committee on the Judiciary.

Also, concurrent resolution of the legislature of Kansas, in favor of an allowance of time to the settlers on Osage trust-lands to make payment therefor, to the Committee on the Public Lands.

Also, concurrent resolution of the legislature of Kansas, protesting against the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

By Mr. Eames: The petition of Joseph Endicote and others, of Rhode Island, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Fuller: Joint resolution of the legislature of Indiana, relating to soldiers' pensions, to the Committee on Invalid Pensions.

By Mr. Goodin: Concurrent resolution of the legislature of Kansas, favoring the election of United States Senators by the people, to the Committee on the Judiciary.

Also, concurrent resolution of the legislature of Kansas, in favor of an allowance of time to the settlers on Osage trust-lands to make payment therefor, to the Committee on the Public Lands.

Also, concurrent resolutions of the legislature of Kansas, protesting against the removal of the Sioux Indians to the Indian Territory, to the Committee on Indian Affairs.

Also, concurrent resolution of the Kansas legislature, asking for a complete set of self-registering instruments for signal-station for use of agricultural college, to the Committee on Appropriations.

Also, concurrent resolutions of the legislature of Kansas, for the amendment of the pension-laws, to the Committee on Invalid Pensions.

By Mr. Hatcher: Concurrent resolutions of the legislature of Missouri, asking for the repeal of the tax on leaf-tobacco, to the Committee of Ways and Means.

By Mr. Hopkins: Papers relating to the petition of W. A. Kenner, for a pension;

By Mr. Humphreys: Joint resolution of the legislature of Indiana, relating to soldiers' pensions; to the Committee on Invalid Pensions.

By Mr. Joyce: The petition of Helen M. Slocum, for the removal of her political disabilities, to the Committee on the Judiciary.

Also, the petition of citizens of Vermont, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Lapham : The petition of M. L. Davis and others, for the passage of the national bond-note currency act, to the Committee on Banking and Currency.

By Mr. Leavenworth : Remonstrance of the National Tobacco Association, against any change in the duty on cigars and tobacco;

Also, the remonstrance of the manufacturers of quinine, against putting the same upon the free list;

Also, protest of color-manufacturers, against the proposed change of the duties on colors;

Also, remonstrance of Powers & Weightman, against putting citric acid on the free-list;

to the Committee of Ways and Means.

By Mr. Luttrell : The petition of the members of the Chamber of Commerce of Los Angeles, California, relative to harbor improvements, to the Committee on Commerce.

Also, the petition of Edward H. Nally and other citizens of California, for a post-route, to the Committee on the Post-Office and Post-Roads.

By Mr. Morgan : Concurrent resolution of the legislature of Missouri, favoring the repeal of the special tax on leaf-tobacco, to the Committee of Ways and Means.

By Mr. William A. Phillips : Concurrent resolution of the legislature of Kansas, asking that pensioners receive their pensions from the date of their disability, to the Committee on Invalid Pensions.

Also, concurrent resolution of the legislature of Kansas, that a signal-station be established for the agricultural college, Manhattan, Kansas, to the Committee on Military Affairs.

Also, the petition of citizens of Kansas, for cheap telegraphy, to the Committee on the Post-Office and Post-Roads.

By Mr. Seelye : The petition of the Marshalltown (Iowa) Congregational church, for a commission of inquiry concerning the alcoholic liquor traffic, to the Committee on the Judiciary.

By Mr. William H. Stone : Concurrent resolutions of the legislature of Missouri, relative to the special tax on leaf-tobacco, to the Committee of Ways and Means.

By Mr. Strait : The petition of Anna B. Underwood and others, of Minnesota, for a sixteenth amendment to the Constitution of the United States preventing the disfranchising of United States citizens on account of sex, to the Committee on the Judiciary.

By Mr. Willard : The petition of Joseph Post and others, of Westbury, Long Island, that Congress pass no law by which prostitution may be licensed in the District of Columbia, to the Committee for the District of Columbia.

Mr. Hooker moved that the rules be suspended, so as to discharge the Committee of the Whole House on the state of the Union from the further consideration of the bill of the House (H. R. 3798) for the relief of the Choctaw Nation of Indians, and bring the same before the House for present consideration.

And the question being put,

It was decided in the negative,	{	Yeas	92
		Nays	10
		Not voting...	9

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. David Dudley Field	Mr. Lucius Q. C. Lamar	Mr. Horace B. Strait
Charles H. Adams	Edwin Flye	George M. Landers	William H. Stone
Lucien L. Ainsworth	Benjamin J. Franklin	Lafayette Lane	William H. H. Stowell
Thomas S. Ashe	James A. Garfield	William M. Levy	Thomas Swann
John C. Bagby	Lucien C. Gause	John K. Luttrell	John K. Tarbox
George A. Bagley	John R. Goodin	C. D. MacDougall	J. W. Throckmorton
John H. Bagley, jr.	Thomas M. Gunter	Edwin R. Meade	Robert B. Vance
Latimer W. Ballou	Benjamin W. Harris	Charles H. Morgan	Charles C. B. Walker
Nathaniel P. Banks	John T. Harris	N. Holmes Odell	Alexander S. Wallace
Henry R. Banning	William Hartzell	William A. Phillips	John W. Wallace
Jos. C. S. Blackburn	Robert A. Hatcher	Thomas C. Platt	Ansel T. Walling
Andrew R. Boone	George W. Hendee	Earley F. Poppleton	Elijah Ward
William R. Brown	Ell J. Henkle	Joseph Powell	G. Wiley Wells
Aylett H. Buckner	George F. Hoar	Henry O. Pratt	John O. Whitehouse
John H. Burleigh	Solomon L. Hoge	Joseph H. Rainey	W. C. Whitthorne
Charles W. Buttz	Charles E. Hooker	John H. Reagan	Scott Wike
Nathan T. Carr	Frank H. Hurd	Milton S. Robinson	Andrew Williams
Chester B. Darrall	John A. Hyman	Jeremiah M. Rusk	Alpheus S. Williams
George G. Dibrell	Thomas L. Jones	Milton Saylor	James Williams
Samuel A. Dobbins	Charles H. Joyce	Julius H. Seelye	William W. Wilshire
Beverly B. Douglas	John A. Kasson	James Sheakley	Alan Wood, jr.
Mark H. Dunnell	William D. Kelley	Otho R. Singleton	Fernando Wood
E. John Ellis	J. Proctor Knott	Robert Smalls	Casey Young.
James L. Evans			

Those who voted in the negative are—

Mr. John D. C. Atkins	Mr. Augustus W. Cutler	Mr. William Lawrence	Mr. A. Herr Smith
John H. Baker	Lorenzo Danford	L. A. Mackey	William E. Smith
Samuel N. Bell	Joseph J. Davis	Henry S. Magoon	Milton I. Southard
James H. Blount	Dudley C. Denison	James W. McDill	William A. J. Sparks
Tarl Bradford	Milton J. Durham	William McFarland	William H. Stanton
Nathan B. Bradley	Benjamin T. Eames	John A. McMahon	William S. Stenger
John M. Bright	Charles J. Faulkner	Samuel F. Miller	Adlai E. Stevenson
John Young Brown	Jesse J. Finley	James Monroe	Frederick H. Teese
Horatio C. Burchard	William H. Forney	Charles E. Nash	William Terry
John H. Caldwell	Greenbury L. Fort	Lawrence T. Neal	Charles F. Thompson
William F. Caldwell	Charles Foster	Jephtha D. New	Jacob M. Thornburgh
Alexander Campbell	William P. Frye	Nelson I. Norton	Martin I. Townsend
Milton A. Candler	Benoni S. Fuller	Addison Oliver	Jacob Turney
Joseph G. Cannon	John Goode, jr.	John B. Packer	John L. Vance
Bernard G. Caulfield	Andrew H. Hamilton	Henry B. Payne	William Walsh
Simeon B. Chittenden	Robert Hamilton	James Phelps	Erastus Wells
John B. Clarke	Jere Haralson	John F. Philips	John D. White
John B. Clark, jr.	Aug. A. Hardenbergh	Henry L. Pierce	Richard H. Whiting
Heister Clymer	Henry R. Harris	Harris M. Plaisted	George Willard
Alex. G. Cochrane	Julian Hartridge	Allen Potter	Jere N. Williams
Francis D. Collins	William S. Holman	David Rea	William B. Williams
Omar D. Conger	James H. Hopkins	James B. Reilly	Benjamin Wilson
Philip Cook	George G. Hoskins	Haywood Y. Riddle	James Wilson
Jacob P. Cowan	George A. Jenks	William M. Robbins	William Woodburn
Samuel S. Cox	Edward C. Kehr	Ezekiel S. Sampson	L. D. Woolworth
William W. Crapo	Alanson M. Kimball	John S. Savage	Jesse J. Yeates.
David B. Culberson	Elbridge G. Lapham	Gustave Schleicher	

Those not voting are—

Mr. William B. Anderson	Mr. John M. Glover	Mr. Scott Lord	Mr. Alfred M. Scales
William H. Baker	Eugene Hale	John R. Lynch	John G. Schunaker
Lyman K. Bass	John Hancock	William P. Lynde	C. H. Sinnickson
George M. Beebe	Carter H. Harrison	Levi Maish	William F. Slemmons
James B. Belford	Henry H. Hathorn	George W. McCrary	William M. Springer
Henry W. Blair	William S. Haymond	Henry B. Metcalfe	Alex. H. Stephens
Richard P. Bland	Charles Hays	Charles W. Milliken	Philip F. Thomas
Archibald M. Bliss	Thomas J. Henderson	Roger Q. Mills	Washington Townsend
Samuel D. Burchard	Abram S. Hewitt	Hernando D. Money	John R. Tucker
George C. Cabell	Goldsmith W. Hewitt	William R. Morrison	John Q. Tufts
Thomas J. Cason	Benjamin H. Hill	William Mutchler	Nelson H. Van Vorhes
Lucien B. Caswell	John F. House	William J. O'Brien	Alfred M. Waddell
George W. Cate	Jay A. Hubbell	Charles O'Neill	John T. Wait
Chester W. Chapin	Andrew Humphreys	Horace F. Page	Henry Waldron
Lorenzo Crounse	Morton C. Hunter	William A. Piper	Gilbert C. Walker
John M. Davy	Eppa Hunton	William J. Purman	Levi Warner
Rezin A. DeBolt	Stephen A. Hurlbut	John Reilly	William W. Warren
George H. Durand	Frank Jones	Americus V. Rice	Henry Watterson
John R. Eden	William S. King	John Robbins	William A. Wheeler
Albert G. Egbert	Franklin Landers	Charles B. Roberts	Peter D. Wigginton
William H. Felton	E. W. Leavenworth	Miles Ross	Charles G. Williams
Chapman Freeman	J. V. Le Moyne	Sobieski Ross	Benjamin A. Willis
Randall L. Gibson	Burwell B. Lewis		

So the rules were not suspended.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate insist upon their amendments to the bill of the House H. R. 4680, (sundry civil appropriations,) disagreed to by the

House of Representatives, agree to the conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Dorsey, and Mr. Wallace the managers at the said conference on the part of the Senate.

The Senate have passed, without amendment, a bill and joint resolution of the House of the following titles, viz:

H. R. 620. An act for the relief of Redick McKee.

H. Res. 194. Joint resolution to appoint a commission to examine into the matter of contracts made by and between the United States and the Moline Water-Power Company as to the water-power at Moline, Illinois, and to report to Congress as to the same.

The Senate have passed a bill of the following title, viz:

S. 811. An act for the relief of Perez Dickinson, the surviving partner of James Cowan, deceased, heretofore trading and doing business under the firm-name and style of Cowan & Dickinson, of Knoxville, Tennessee; in which I am directed to ask the concurrence of the House of Representatives.

The Senate have disagreed to the amendments of the House to the bill of the Senate (S. 731) to limit and fix the Signal-Service, ask a conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Spencer, Mr. Clayton, and Mr. Randolph the managers at the said conference on the part of the Senate.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4472, (legislative, executive, and judicial appropriations) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from their amendments numbered 51, 52, 63, 67, 68, 74, 75, 107, 146, 162, 174, 175, 177, 183, 190, 191, 221, 226, 253, 276, 290, 293, 300, 305, 311, 341, 342, 344, 345, 346, 348, 351, 354, 358, 361, 364, 367, 370, 385, 397, 458, 459, 462, 465, 466, 467, 468, 471, 472, 478, 479, 481, 483, 485, 486, 495, 497, 506, 517, 521, 532, and 543.

That the House recede from its disagreements to the amendments numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 53, 54, 56, 57, 60, 62, 64, 65, 71, 72, 73, 82, 84, 85, 86, 87, 88, 89, 93, 96, 98, 99, 100, 101, 102, 103, 104, 105, 106, 108, 109, 110, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 161, 163, 165, 166, 167, 168, 169, 170, 171, 173, 178, 179, 182, 184, 185, 187, 188, 189, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 267, 268, 269, 270, 271, 272, 273, 274, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 292, 293, 296, 297, 298, 301, 302, 303, 306, 307, 308, 312, 313, 315, 316, 317, 319, 320, 321, 322, 323, 324, 327, 328, 331, 332, 333, 336, 337, 338, 343, 356, 372, 373, 375, 376, 378, 380, 381, 382, 383, 384, 386, 388, 389, 390, 391, 393, 394, 395, 397, 398, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 412, 413, 414, 415, 416, 417, 419, 420, 421, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 451, 454, 456, 457, 461, 463, 474, 475, 476, 480, 488, 498, 500, 501, 504, 507, 508, 509, 514, 518, 520, 522, 523, 524, 525, 526, 527, 528, 529, 530, 536, 537, 539, 541, 542, and 544; and agree to the same.

That the House recede from its disagreement to the amendment numbered 53, and agree to the same with an amendment as follows: In line 4, page 7 of the bill, strike out the words "six hundred" and insert in lieu thereof *one thousand*; and that the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 52, and agree to the same with an amendment as follows: In lines 15 and 16, on page 7 of the bill, and in line 17, on the same page, strike out in each place the words "eighteen hun-

dred" and insert in lieu thereof respectively *two thousand*; and that the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 59, and agree to the same with an amendment as follows: In lieu of the words proposed, insert *one hundred and seven thousand six hundred and fifty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 61, and agree to the same with an amendment as follows: In line 17, page 8 of the bill, strike out "seventeen" and insert *ten*, and in line 18, same page, strike out "five hundred;" and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 66, 69, and 70, and agree to the same with amendments as follows: From 66 strike out "five hundred;" in 69 strike out "fifteen thousand four hundred and fifty-six" and insert *fourteen thousand*; and in 70 strike out from the bill the whole paragraph and the amendment; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 90, 92, 94, and 95, with an amendment substituting for the amounts proposed as follows: By amendment 92, *two thousand dollars*; by 94, *two thousand dollars*; by 90, *three thousand five hundred dollars*; and by 95, *eighteen thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 91, and agree to the same with an amendment as follows: In lieu of the sum proposed insert *eight thousand dollars*; and the Senate agree to the same.

That the Senate recede from their amendment numbered 97, with an amendment striking out of the bill as follows: On page 10 strike out all of line 7; on page 12 strike out all of line 23; on page 38 strike out all of lines 18 and 19; on page 42 strike out all of lines 25 and 26; on page 45 strike out all of lines 16, 17, 18, and 19; on page 58 strike out all of lines 13 and 14; on page 60 strike out all of lines 23 and 24; and at the end of the bill insert, as section 2, the following:

SEC. 2. *That the Secretaries respectively of the Departments of State, Treasury, War, Navy, and Interior, and the Attorney-General are authorized to make requisitions upon the Postmaster-General for the necessary amount of postage-stamps for the use of their Departments, not exceeding the amount stated in the estimates submitted to Congress; and upon presentation of proper vouchers therefor at the Treasury the amount thereof shall be credited to the appropriation for the service of the Post-Office Department for the same fiscal year;*

And the House agree to the same.

That the House recede from its disagreement to the amendment numbered 111, and agree to the same with an amendment as follows: Strike out of said amendment the words "seven thousand and seventy" and insert *one thousand three hundred and ten*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 147, and agree to the same with an amendment as follows: Strike out "seven thousand five hundred and ten" and insert *five thousand three hundred and fifty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 159, 160, and 164, and agree to the same with amendments respectively as follows: In 159, in lieu of "eight" insert *seven*; in line 160, in lieu of "fifty-four" insert *fifty-two*; in 164, in lieu of "three hundred and eleven thousand eight hundred" insert *three hundred and ten thousand four hundred and seventy*; and in line 8, page 18 of the bill, strike out the word "eighteen" where it occurs the second time and insert in lieu thereof *twenty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 172 and 176, and agree to the same with amendments respectively as follows: In 172, in lieu of "seventeen" insert *sixteen*; and in 176, in lieu of "seventy-two thousand six hundred" insert *sixty-six thousand five hundred*. In line 27, page 18 of the bill, strike out "one hundred" and insert *ninety-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 180 and 181, and agree to the same with amendments respectively as follows: In 180, in lieu of "fifteen," insert *thirteen*; in 181, in lieu of "twenty-three thousand three hundred and thirty-six," insert *seventeen thousand seven hundred and thirty-six*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 186, and agree to the same with an amendment as follows: Strike out "sixty thousand four hundred and fifty" and insert *fifty-eight thousand eight hundred and fifty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 192, and agree to the same with an amendment as follows: Insert after the word "hundred" in said amendment the word *twenty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 217, and agree to the same with an amendment as follows: From amendment 217 strike out "and forty;" and the Senate agree to the same.

That the Senate recede from their amendment numbered 218, with an amendment as follows: After the word "twenty," in line 23, page 21 of the bill, insert the word *six*, and the House agree to the same.

That the House recede from its disagreement to the amendment numbered 219, and agree to the same with an amendment substituting *fifty-five* in lieu of "sixty;" and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 220, and agree to the same with an amendment as follows: In line 18, page 22 of the bill, strike out "sixty" and insert *fifty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 222, 223, 224, 225, and 227, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 222 insert *three thousand two hundred dollars*; in lieu of the sum proposed by 223 insert *five thousand five hundred dollars*; in lieu of the sum proposed by 224 insert *nine thousand dollars*; in lieu of the sum proposed by 225 insert *twelve thousand five hundred dollars*; and in lieu of the sum proposed by 227 insert *twelve thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 254, and agree to the same with an amendment as follows: Strike out "seven" and insert *five*, and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 265, and agree to the same with an amendment as follows: In lieu of the sum proposed insert *thirty-three thousand five hundred and sixty dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 266, and agree to the same with an amendment substituting *five thousand five hundred dollars* for the sum proposed by said amendment; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 275, and agree to the same with an amendment as follows: Strike out "twenty-four thousand two hundred and sixty dollars" and insert *twenty-three thousand seven hundred and sixty dollars*; and the Senate agree to the same.

That the House recede from its disagreement to amendments numbered 277 and 281, and agree to the same with amendments respectively as follows: In 277 strike out "seven" and insert *five*, and in 281 strike out "nine thousand five hundred" and insert *eight thousand eight hundred*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 294, and agree to the same with an amendment as follows: Strike out "nine" and insert *four*, and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 298, and agree to the same with an amendment as follows: Strike out "eight" and insert *three*; and the Senate agree to the same.

That the House recede from its disagreement to amendments numbered 304 and 309, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 304 insert *fourteen thousand five hundred and sixty dollars*, and in lieu of the sum proposed by 309 insert *fourteen thousand seven hundred and sixty dollars*; and the Senate agree to the same.

That the House recede from its disagreement to amendments numbered 310 and 314, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 310 insert *four thousand five hundred dollars*, and in lieu of the sum proposed by 314 insert *thirteen thousand five hundred and thirty dollars*; and the Senate agree to the same.

That the House recede from its disagreement to amendments numbered 318, 325, 328, 329, and 330, and insert respectively as follows: In lieu of the sum proposed by 318 insert *twenty-five thousand dollars*; in lieu of the sum proposed by 325 insert *two hundred and eighty-five thousand dollars*; in lieu of the sum proposed by 326 insert *seventy-two thousand five hundred dollars*; in lieu of the sum proposed by 329 insert *two hundred and seventy-five thousand dollars*; and in lieu of the sum proposed by 330 insert *eighteen thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 334, 335, 339, and 340, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 334 insert *eighty thousand dollars*; in lieu of the sum proposed by 335 insert *forty-two thousand two hundred dollars*; in lieu of the sum proposed by 339 insert *twenty-two thousand five hundred dollars*, and in 340 strike out "ten" and insert *nine*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 347, 349, 353, 357, 360, 363, 366, and 369, and agree to the same with amendment substituting in each case in lieu of the sums proposed by said amendments the sum of *two thousand six hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 374 and 379, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 374 strike out "six hundred" and in 379, at the end of the paragraph, add the following:

Provided, however, That hereafter the records of regimental, garrison, and field courts, and courts-martial shall, after having been acted on, be retained and filed in the judge-ad-

office, at the headquarters of the department commander in whose department the courts were held, for two years; at the end of which time they may be destroyed;

And the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 387, 392, and 396, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 387 insert *eighteen thousand five hundred and sixty dollars*; in lieu of the sum proposed by 392 insert *two thousand five hundred dollars*, and in lieu of the sum proposed by 396 insert *two thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 410 and 411, and agree to the same with amendments respectively as follows: In line 9, page 45 of the bill, strike out "four" and insert *two*, and in lieu of the sum proposed by 411, insert *fifty-nine thousand three hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 349, 352, 355, 359, 362, 365, 368, and 371, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 349 insert *twelve thousand seven hundred dollars*; in lieu of the sum proposed by 352 insert *twelve thousand two hundred dollars*; in lieu of the sum proposed by 355 insert *twelve thousand two hundred dollars*; in lieu of the sum proposed by 359 insert *twelve thousand two hundred dollars*; in lieu of the sum proposed by 362 insert *twelve thousand seven hundred dollars*; in lieu of the sum proposed by 365 insert *twelve thousand two hundred dollars*; in lieu of the sum proposed by 368 insert *twelve thousand two hundred dollars*, and in lieu of the sum proposed by 371 insert *twelve thousand two hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 377, and agree to the same with an amendment striking out "ten" and inserting in lieu thereof *nine*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 418 and 422, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 418 insert *twenty-five thousand dollars*; and in lieu of the sum proposed by 422 insert *four thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 450, 452, 453, and 455, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 450 insert *thirty-two thousand five hundred dollars*; in lieu of the sum proposed by 452 insert *twenty-five thousand dollars*; in lieu of the sum proposed by 453 insert *twenty-seven thousand five hundred dollars*; and in lieu of the sum proposed by 455 insert *twenty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 462, 464, 469, 473, 477, 482, 484, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 462 insert *five thousand dollars*; in lieu of the sum proposed by 464 insert *three thousand five hundred dollars*; in lieu of the sum proposed by 469 insert *ten thousand dollars*; in lieu of the sum proposed by 473 insert *three thousand dollars*; in lieu of the sum proposed by 477 insert *four thousand dollars*; in lieu of the sum proposed by 482 insert *three thousand dollars*; in lieu of the sum proposed by 484 insert *three thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 489, 490, 491, 492, 493, 494, and 496, and agree to the same with amendments respectively as follows: In lieu of the number proposed by 489 insert *sixty-seven*; in lieu of the number proposed by 490 insert *fifty*; in lieu of the number proposed by 491 insert *seventy*; in lieu of the number proposed by 492 insert *fifty-four*; in lieu of the number proposed by 493 insert *nine*; in lieu of the number proposed by 494 insert *eleven*; and in lieu of the sum proposed by 496 insert *fifty-eight thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 499, 502, and 503, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 499 insert *six thousand dollars*; in lieu of the sum proposed by 502 insert *sixty-nine thousand four hundred dollars*; in lieu of the sum proposed by 503 insert *ten thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 505, and agree to the same with amendments as follows: In lieu of the sum proposed insert *one thousand nine hundred dollars*; and in line five, page 56 of the bill, strike out the words "two thousand dollars" where they twice occur, and insert in each case the words *one thousand nine hundred dollars*; in line 7, page 56, strike out "eight" and insert *nine*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 510, and agree to the same with an amendment substituting in lieu of the sum proposed *sixty-five thousand three hundred and forty dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 513, 515, and 516, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 513 insert *twenty thousand dollars*; in lieu of the sum proposed by 515 insert *four thousand dollars*; in lieu of the sum proposed by 516 insert *one thousand five hundred dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 519, and agree to the same with an amendment as follows: In lieu of the sum proposed insert *three thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 531, 533, 534, 535, 538, 540, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 531 insert *one thousand five hundred dollars*; in lieu of the sum proposed by 533 insert *six thousand five hundred dollars*; in lieu of the sum proposed by 534, insert *thirteen thousand two hundred dollars*; and in lieu of the sum proposed by 535 insert *seven hundred and fifty dollars*; in lieu of the number proposed by 538 insert *three*; in lieu of the sum proposed by 540 insert *twenty-four thousand eight hundred dollars*; and the Senate agree to the same.

That upon the amendments numbered 76 and 77 they are unable to agree.

WILLIAM S. HOLMAN,
 HIESTER CLYMER,
 HENRY WALDRON,
Managers on the part of the House.
 WILLIAM WINDOM,
 WILLIAM B. ALLISON,
 HENRY G. DAVIS,
Managers on the part of the Senate.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Holman moved that the House further insist upon its disagreement to the amendments of the Senate to the said bill (H. R. 4472) numbered respectively 76 and 77, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That Mr. Holman, Mr. Clymer, and Mr. Waldron be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Singleton, by unanimous consent, the bill of the Senate (S. 731) to limit and fix the Signal-Service, with the amendments of the House thereto disagreed to by the Senate, was taken from the Speaker's table, the said amendments insisted on, and the conference asked by the Senate with the House on the said disagreeing votes agreed to.

Ordered, That Mr. Singleton, Mr. Blount, and Mr. James Wilson be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Hale, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4188, (fortification appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4188) making appropriations for fortifications and other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, having met, after a full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment striking out the words "machine-guns," in line 9 of the bill; and the Senate agree to the same.

That the Senate recede from their amendment numbered 2, and agree to an amendment as follows:

In line 12 of the bill, after the word "dollars," add the following
And for Gatling or other machine guns, twenty-five thousand dollars;

And the House agree to the same.

EUGENE HALE,
O. R. SINGLETON,
HIESTER CLYMER,

Managers on the part of the House.

WILLIAM WINDOM,
JOHN A. LOGAN,
H. G. DAVIS,

Managers on the part of the Senate.

Mr. Hale moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Rice, the rules were suspended, the Committee of the Whole House on the state of the Union were discharged from the further consideration of the bill of the House (H. R. 2803) to provide for arrears of pension on account of death or wounds received or disease contracted in the service of the United States since the 4th day of March, 1861, and for the payment of the same, the said bill engrossed, read the third time, and passed, (two-thirds voting in favor thereof.)

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Crounse, by unanimous consent, from the Committee on the Public Lands, to which were referred bills of the House of the following titles, viz:

H. R. 543. A bill to repeal section 14 of an act making appropriations for sundry civil expenses of the Government of the United States for the year ending June 30, 1871, and for other purposes;

H. R. 640. A bill for the sale of certain Shawnee Indian lands, and to provide homes for the Black Bob and Absentee Shawnee Indians; submitted a report in writing thereon; which was ordered to be printed and recommitted to the said committee.

The Speaker, by unanimous consent, laid before the House certain communications; which were disposed of as follows, viz:

I. A letter from the Secretary of War, transmitting a decision of the Supreme Court of the United States in the matter of land-grant railroads, to the Committee on the Public Lands.

II. A memorial of the legislature of Montana, asking aid in the construction of a railroad, to the Committee on Railways and Canals and ordered to be printed.

III. A memorial of the legislature of Montana, asking Congress to aid the Northern Pacific Railroad by reducing the land-grants and issuing United States bonds instead, to the Committee on the Pacific Railroad and ordered to be printed.

IV. A memorial of the legislature of the State of Colorado, praying for the establishment of a military fort between Forts Lyon and Union, and near the line between Colorado and New Mexico, to the Committee on Military Affairs and ordered to be printed.

V. A memorial of the State of Colorado, praying Congress to appropriate the proceeds of the sales of public lands in the several States afflicted with grasshoppers to those States, to be used in the payment of bounties for the destruction of grasshoppers; which was referred to the Committee on the Public Lands and ordered to be printed.

By unanimous consent, leave was granted to withdraw from the files of the House papers in the following cases, viz:

To Mr. Candler, in the case of James Atkins.

To Mr. Lawrence, in the case of Wolff & Brown.

To Mr. Sobieski Ross, in the case of T. A. McLaughlin.

To Mr. John Reilly, in the case of Frank A. Page.

Mr. John B. Clark, jr., from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3628) establishing post-roads, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3628) establishing post-roads, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

The House agree to recede from its disagreement to section 8, and agree to the same with an amendment that said section be amended by striking out the words "place and stead," and insert instead thereof *in the name*; and the Senate agree to the same.

The Senate recede from their disagreement to sections 5 and 7 of said amendments.

The House recede from its disagreement to sections 9, 10, 11, and 12.

The House recede from its disagreement to section 13, and agree to the same with an amendment striking out all of the section after the word "mail," in the third line, and insert: *all public documents printed by order of Congress and the name of each Senator, Representative, Delegate, Secretary of the Senate, and Clerk of the House shall be written thereon, with the proper designation of the office he holds; and the provisions of this section shall apply to each of the persons named therein until the first day of December following the expiration of their respective terms of office*; and the Senate agree to the same.

The House recede from its disagreement to the amendment of the Senate amending the title of the bill.

The conferees of the two houses being unable to agree to sections 2, 3, 4, and 6, disagree to the same, and recommend to their respective houses a separate vote upon the following proposition, to wit:

To strike out said sections and insert the following:

The sum of seventy-five thousand dollars be, and the same is hereby appropriated out of any unexpended balances made for the support of the Post-Office Department for the current year, to enable the Postmaster-General to obtain proper facilities from the great trunk-lines of railroad for railway postal service during the fiscal year ending June thirtieth, eighteen hundred and seventy-eight.

The conferees further agree and recommend that the bill be amended by adding an additional section establishing certain new post-routes according to schedule hereto attached marked "A."

JOHN B. CLARK, JR.,
JOSEPH G. CANNON,

Managers on the part of the House.

HANNIBAL HAMLIN,
H. G. DAVIS,

Managers on the part of the Senate.

Mr. Clark moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

On motion of Mr. Clark, the House further insisted on its disagreement to the amendments of the Senate to the said bill as follows, viz, sections 2, 3, 4, and 6, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Mr. Clark moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That Mr. John B. Clark, jr., Mr. Waddell, and Mr. Cannon be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Poppleton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill and joint resolution of the following titles:

H. R. 620. An act for the relief of Redick McKee;

H. Res. 194. Joint resolution to appoint a commission to examine into the matter of contracts made by and between the United States and the Moline Water-Power Company as to the water-power at Moline, Illinois, and to report to Congress as to the same;

When

The Speaker signed the same.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the bill of the House (H. R. 4261) to provide for the sale of desert-lands in certain States and Territories.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4472) making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June 30, 1878, further insist on the amendments numbered 76 and 77, and ask a further conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Allison, and Mr. Davis as managers at the said conference on the part of the Senate.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills and joint resolutions of the following titles, viz:

S. 36. An act amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled;

S. 177. An act to authorize the Secretary of War to open and re-adjust the settlement made by the United States Government with the Western and Atlantic Railroad of Georgia;

S. 189. An act placing the name of C. G. Freudenbergh upon the retired-list of the United States Army;

S. 259. An act for the benefit of the Louisville Baptist Orphans' Home;

S. 470. An act for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry;

S. 628. An act for the relief of John Anderson, surviving copartner of the firm of Anderson & White;

S. 734. An act for the relief of William Jasper Cordill;

S. 780. An act for the relief of the Richmond Female Institute, of Richmond, Virginia;

S. 830. An act for the relief of Joseph W. Parish;

S. 845. An act for the relief of W. H. Woodward, of Indianola, Texas;

S. 855. An act making an appropriation to pay the claim of Benjamin Fenton and D. W. Fenton;

S. 931. An act for the relief of H. H. Mathis, of Arkansas;

S. 973. An act for the relief of Elizabeth Carson;

S. 974. An act for the relief of Francis Guilbeau, of San Antonio, Texas;

S. 1001. An act to provide for the disposition of Fort Dalles military reservation;

S. 1019. An act to provide for a reprint of the resolves, ordinances and acts passed by the Continental Congress and the Congress of the Confederation;

S. 1063. An act for the relief of certain settlers on the public lands;

S. 1071. An act for the relief of H. E. Woodhouse & Co., of Brownsville, Texas;

S. 1083. An act to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872;

S. 1116. An act granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment, Kansas State Militia;

S. 1122. An act to secure the rights of settlers upon certain railroad lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866;

S. 1163. An act for the relief of settlers on the public lands under the pre-emption laws;

S. 1183. An act granting a pension to Harriet Moss;

S. 1197. An act for the relief of Eli Teegarden;

S. 1200. An act to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, inspector-general in the United States Army;

S. 1225. An act to amend section 2291 of the Revised Statutes of the United States in relation to proof required in homestead entries;

S. 1238. An act making an appropriation for the expenses of the Electoral Commission;

S. 1243. An act to repeal the statute forbidding appointments and promotions in the staff of the Army;

S. 1255. An act for the relief of Henry Voelter;

S. 1259. An act granting a pension to Daniel Houlihan;

S. 1260. An act granting a pension to Edmund H. Cobb;

S. 1284. An act for the relief of William L. Hickam, of Missouri;

S. 1288. An act to remove the political disabilities of P. J. Quattlebaum, of Georgia;

S. 1034. An act for the relief of Louis Rose;

S. R. 30. Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms, approved July 3, 1876; and

S. R. 32. Joint resolution providing for the renunciation of the naturalization of Frederick Hinkel;

When

The Speaker signed the same.

Mr. Luttrell, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4261) to provide for the sale of desert lands in certain

States and Territories, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4261) entitled "An act to provide for the sale of desert-lands in certain States and Territories," having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from their amendments numbered 1, 2, 5, 6, 9, 13, 14, and 16; that the House recede from its disagreement to the amendments of the Senate numbered 3, 4, 7, 10, 15, and 17, and agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 8, and agree to the same with an amendment to strike out all of said amendment after the word "however," and insert in lieu thereof the following:

That the right to the use of water by the person so conducting the same on or to any tract of desert land of six hundred and forty acres shall depend upon bona fide prior appropriation, and such right shall not exceed the amount of water actually appropriated and necessarily used for the purpose of irrigation and reclamation; and all surplus water over and above such actual appropriation and use, together with the water of all lakes, rivers, and other sources of water-supply upon the public lands not navigable, shall remain and be held free for the appropriation and use of the public for irrigation, mining, and manufacturing purposes, subject to existing rights;

And the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment to insert before the word "sum," in line 13, on the first page of the bill, the word *additional*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment striking out all after the word "*Provided*," in said amendment, and inserting in lieu thereof the following:

That no person shall be permitted to enter more than one tract of land, and not to exceed six hundred and forty acres, which shall be in compact form;

And the Senate agree to the same.

JOHN K. LUTTRELL,
LAFAYETTE LANE,
LORENZO CROUNSE,
Managers on the part of the House.
A. A. SARGENT,
R. J. OGLESBY,
J. K. KELLY,
Managers on the part of the Senate.

Mr. Luttrell moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Cox, by unanimous consent, from the Select Committee on Alleged Fraudulent Registration and Fraudulent Voting in the Cities of New York, Philadelphia, Brooklyn, and Jersey City, submitted a report in writing; which, with the views of the minority, was ordered to be printed and laid on the table.

Ordered, That the said report and views of the minority be printed in the Record.

Mr. McCrary, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4476) to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendment of the Senate to the bill (H. R. 4476) to provide for the appointment of an official short-hand reporter of the United States courts in and for the district of California, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its disagreement to the amendment of the Senate to said bill, and that the bill as thus amended be further amended by adding to the second section thereof the following:

Provided, That it shall be competent for the circuit or district court justice or judge to appoint the same person to the office of reporter in their several courts;

And that the House agree to the same.

GEORGE W. MCCRARY,
PETER D. WIGGINTON,
Managers on the part of the House.
GEORGE G. WRIGHT,
T. O. HOWE,
HENRY COOPER,
Managers on the part of the Senate.

Mr. McCrary moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Knott, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported the following preamble and resolution, viz:

Whereas it is not disputed that the electoral votes of the following-named States, to wit, Alabama, Arkansas, Connecticut, Delaware, Georgia, Indiana, Kentucky, Maryland, Mississippi, Missouri, New Jersey, New York, North Carolina, Tennessee, Texas, Virginia, and West Virginia, amounting in all to 184, were, in conformity to the Constitution and laws of the United States, cast for Samuel J. Tilden, of the State of New York, for President, and for Thomas A. Hendricks, of the State of Indiana, for Vice-President of the United States, by legally qualified electors appointed by said States, and severally in the manner directed by the legislatures of said States, lists of which said votes were duly signed, certified, and transmitted, sealed by said electors respectively, to the seat of government, directed to the President of the Senate, and by him opened in the presence of the Senate and House of Representatives, as required by the Constitution of the United States; and

Whereas the evidence taken and reported to this House in pursuance of the orders thereof shows conclusively that on the 7th day of November, in the year of our Lord 1876, the following-named persons, to wit, Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock, each of whom was in all respects legally eligible and qualified to be appointed elector for President and Vice-President of the United States, were duly appointed electors by the State of Florida in the manner directed by the legislature of said State; and

Whereas the said Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock, after having been so appointed electors for President and Vice-President of the United States by said State of Florida, in the manner directed by the legislature thereof, did on the 6th day of December, in the year of our Lord 1876, meet in the city of Tallahassee, in the said State of Florida, that being the time and place fixed by the Constitution and laws of the United States and of the State of Florida, at which the electors appointed by said State should meet, and having so met as the electors duly appointed by the State of Florida as aforesaid, did then and there, in pursuance of the Constitution and laws of the United States, cast by ballot 4 votes for Samuel J. Tilden, of the State of New York, for President of the United States, and in like manner 4 votes for said Thomas A. Hendricks, of the State of Indiana, for Vice-President of the United States, naming in separate and distinct ballots the person voted for by them for President and the person voted for by them for Vice-President, and then and there made distinct lists of the persons voted for by them for President and Vice-President of the United States and of the number of votes cast for each, which lists were by said electors signed, certified, and transmitted by them, sealed, to the seat of Government, directed to the President of the Senate and by him opened in the presence of the Senate and House of Representatives, as required by the Constitution of the United States; and

Whereas the evidence taken and reported to this House in pursuance of the order thereof conclusively shows that on the 7th day of November, in the year of our Lord 1876, the following-named persons, to wit, John McEnery, R. O. Wickliffe, L. St. Martin, E. P. Poché, A. De Blanc, W. Seay, R. G. Cobb, K. A. Cross, each of whom was in all respects legally eligible and qualified to be appointed electors for President and Vice-President of the United States, were duly appointed electors by the State of Louisiana in the manner provided by the legislature of said State; and

Whereas the said John McEnery, R. O. Wickliffe, L. St. Martin, E. P. Poché, A. De Blanc, W. A. Seay, R. G. Cobb, K. A. Cross, after having been so appointed electors for President and Vice-President of the United States by the State of Louisiana in the manner directed by the legislature thereof, did, on the 6th day of December, in the year of our Lord 1876, meet in the city of New Orleans, in the said State of Louisiana, it being the time and place fixed by the Constitution and laws of the United States and of the said State of Louisiana, at which the electors appointed by the said State should meet, and having so met did then and there, as the electors duly appointed for the State of Louisiana as aforesaid, in pursuance of the laws and Constitution of the United States, cast by ballot 8 votes for Samuel J. Tilden, of New York, for President of the United States, and in like manner cast 8 votes for Thomas A. Hendricks, of the State of Indiana, for Vice-President of the United States, naming in separate and distinct ballots the person voted for by them for President and the person voted for by them for Vice-President of the United States, and then and there made distinct lists of the persons voted for for President and Vice-President of the United States and the number of votes cast for each, which lists were by said electors signed, certified, and transmitted by said electors, sealed, to the seat of Government, directed to the President of the Senate and by him opened in the presence of the Senate and House of Representatives, as required by the Constitution of the United States; and

Whereas the evidence taken and reported to the House, in pursuance of the orders thereof, shows conclusively that certain persons

who pretended to have been appointed electors by the State of Florida, and who pretended as such to cast 4 votes for Rutherford B. Hayes, of Ohio, for President of the United States, and 4 votes for William A. Wheeler, of New York, for Vice-President of the United States, to wit: F. C. Humphreys, C. H. Pearce, W. H. Holden, and T. W. Long, who were not appointed by the State of Florida, but were falsely and fraudulently declared to have been elected, when in truth they had each and every one of them been defeated by a clear majority, as was well known by the then governor of Florida and the other canvassing-officers of that State, who falsely and fraudulently made such declaration; and

Whereas the evidence taken and reported to this House in pursuance of its orders further shows conclusively that certain persons, namely, William Pitt Kellogg, J. H. Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, A. B. Levissee, O. H. Brewster, and Oscar Joffrion, were falsely, fraudulently, and corruptly declared to have been appointed electors by the State of Louisiana, and did falsely, fraudulently, and corruptly pretend to cast 8 votes for Rutherford B. Hayes for President and 8 votes for William A. Wheeler for Vice-President of the United States, when in truth and in fact they had never been appointed electors by the said State of Louisiana, but had been defeated by a majority of several thousand of the legally-qualified voters of said State, at a fair, peaceful, and legally-conducted election held in pursuance of the law of said State, all of which was well known to the board of returning-officers who made the false, fraudulent, and corrupt declaration of their pretended appointment as electors, and who under the constitution and laws of the said State of Louisiana had no jurisdiction or authority to make any such declaration or statement; and

Whereas the pretended votes given by F. C. Humphreys, Charles H. Pearce, William H. Holden, T. W. Long, William Pitt Kellogg, J. H. Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Levissee, O. H. Brewster, and Oscar Joffrion were cast without any authority of law and by persons who had not been appointed electors:

Now, therefore, in view of the foregoing facts, the truth of which is attested by an overwhelming array of sworn testimony, as well as the intelligence of the American people,

Resolved by the House of Representatives of the United States of America. That it is the duty of the House to declare, and this House does hereby solemnly declare, that Samuel J. Tilden, of the State of New York, received 196 electoral votes for the office of President of the United States, all of which votes were cast and lists thereof signed, certified, and transmitted to the seat of Government, directed to the Senate, in conformity with the Constitution and laws of the United States, by electors legally eligible and qualified as such an elector, each of whom had been duly appointed and elected, in the manner directed by the legislature of the State in and for which he cast his vote as aforesaid; and that said Samuel J. Tilden, having thus received the votes of a majority of the electors appointed as aforesaid, he was thereby duly elected President of the United States of America for the term of four years, commencing on the 4th day of March, A. D. 1877; and that this House further declare that Thomas A. Hendricks, having received the same number of electoral votes for the office of Vice-President of the United States that were cast for Samuel J. Tilden for President, as aforesaid, the said votes having been cast for him by the same persons who voted for the said Tilden for President, as aforesaid, and at the same time and in the same manner, it is the opinion of this House that said Thomas A. Hendricks, of the State of Indiana, was duly elected Vice-President

of the United States for a term of four years, commencing on the 4th day of March, A. D. 1877.

Mr. Kasson raised the question of consideration.

The Speaker stated the question to be,

Will the House now consider the said preamble and resolution ?

And being put,

It was decided in the affirmative, { Yeas..... 146
Nays..... 82
Not voting..... 62

The yeas and nays being desired by one-fifth of the members present,
Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. David Dudley Field	Mr. John K. Luttrell	Mr. Milton I. Southard
Lucien L. Ainsworth	Jease J. Finley	William P. Lynde	William A. J. Sparks
Thomas S. Ashe	William H. Forney	L. A. Mackey	William M. Springer
John D. C. Atkins	Benjamin J. Franklin	William McFarland	William H. Stanton
John C. Bagby	Benoni S. Fuller	John A. McMahon	William S. Stenger
John H. Bagley, jr.	Lucien C. Gause	Edwin R. Meade	Adlai E. Stevenson
George M. Beebe	Randall L. Gibson	Roger Q. Mills	William H. Stone
Jos. C. S. Blackburn	John M. Glover	Hernando D. Money	Thomas Swann
Richard P. Bland	John Goode, jr.	William R. Morrison	John K. Tarbox
Archibald M. Bliss	Thomas M. Gunter	William Mutchler	Frederick H. Teece
Andrew R. Boone	Andrew H. Hamilton	Lawrence T. Neal	William Terry
Taul Bradford	Robert Hamilton	Jeptha D. New	Charles P. Thompson
John M. Bright	Aug. A. Hardenbergh	William J. O'Brien	Philip F. Thomas
John Young Brown	Henry R. Harris	N. Holmes Odell	J. W. Throckmorton
Aylett H. Buckner	John T. Harris	Henry B. Payne	John R. Tucker
Samuel D. Burchard	Carter H. Harrison	James Phelps	Jacob Turney
John H. Caldwell	John Hartridge	John F. Phillips	John L. Vance
William P. Caldwell	William Hartzell	Earley F. Poppleton	Robert B. Vance
Milton A. Candler	Robert A. Hatcher	Joseph Powell	Alfred M. Waddell
Nathan T. Carr	William S. Haymond	William J. Purman	Charles C. B. Walker
Bernard G. Caulfield	Ell J. Henkle	David Rea	Ansel T. Walling
John B. Clarke	Abram S. Hewitt	John Reilly	William Walsh
John B. Clark, jr.	Charles E. Hooker	James B. Reilly	Elijah Ward
Hiester Clymer	James H. Hopkins	Americus V. Rice	Levi Warner
Alex. G. Cochran	John F. House	Haywood Y. Riddle	Erastus Wells
Francis D. Collins	Andrew Humphreys	William M. Robbins	John O. Whitehouse
Philip Cook	Eppa Hunton	Charles B. Roberts	W. C. Whitthorne
Jacob P. Cowan	Frank H. Hurd	Miles Ross	Peter D. Wigginton
David B. Culbertson	George A. Jenks	John S. Savage	Scott Wike
Augustus W. Cutler	Thomas L. Jones	Milton Saylor	James Williams
Joseph J. Davis	J. Proctor Knott	Alfred M. Scales	Jere N. Williams
Rezin A. DeBolt	Lucius Q. C. Lamar	Gustave Schleicher	Benjamin A. Willis
George G. Dibrell	Franklin Landers	James Sheakley	Benjamin Wilson
Beverly B. Douglas	Lafayette Lane	Otho R. Singleton	Fernando Wood
Milton J. Durham	J. V. Le Moyné	William F. Slemmons	Jesse J. Yeates
E. John Ellis	William M. Levy	William E. Smith	Caesy Young.
Charles J. Faulkner	Scott Lord		

Those who voted in the negative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. Elbridge G. Lapham	Mr. Jeremiah M. Rusk
George A. Bagley	James L. Evans	William Lawrence	Ezekiel S. Sampson
William H. Baker	Edwin Flye	E. W. Leavenworth	Julius H. Seelye
Latimer W. Ballou	Greenbury L. Fort	John R. Lynch	C. H. Senniokaon
Nathaniel P. Banks	William P. Frye	Henry S. Magoon	Horace B. Straitt
Henry W. Blair	James A. Garfield	C. D. MacDougall	Jacob M. Thornburgh
Nathan B. Bradley	Eugene Hale	George W. McCrory	Washington Townsend
William R. Brown	Jere Haralson	James W. McDill	John Q. Tufts
Horatio C. Burchard	Benjamin W. Harris	Samuel F. Miller	John T. Wait
Charles W. Buttz	Henry H. Hathorn	James Monroe	Alexander S. Wallace
Joseph G. Cannon	Charles Hays	Charles E. Nash	G. Wiley Wells
Simoon B. Chittenden	George W. Hendee	Nelson I. Norton	John D. White
Omar D. Conger	Thomas J. Henderson	Addison Oliver	Richard H. Whiting
William W. Crapo	Solomon L. Hoge	Horace F. Page	George Willard
Lorenzo Crounse	George G. Hoskins	William A. Phillips	Andrew Williams
Lorenzo Danford	Jay A. Hubbell	Henry L. Pierce	Charles G. Williams
Chester B. Darrall	Morton C. Hunter	Harris M. Plaisted	William B. Williams
John M. Davy	Stephen A. Hurlbut	Thomas C. Platt	James Wilson
Dudley C. Denison	John A. Hyman	Joseph H. Rainey	William Woodburn
Samuel A. Dobbins	Charles H. Joyce	Milton S. Robinson	L. D. Woodworth.
Mark H. Dnnnell	John A. Kasson		

Those not voting are—

Mr. William B. Anderson	Mr. George C. Cabell	Mr. John R. Eden	Mr. Benjamin H. Hill
John H. Baker	Alexander Campbell	Albert G. Egbert	George F. Hoar
Henry B. Banning	Thomas J. Cason	William H. Felton	William S. Holman
Lyman K. Bass	Lucien B. Caswell	Charles Foster	Frank Jones
James B. Belford	George W. Cate	Chapman Freeman	Edward C. Kehr
Samuel N. Bell	Chester W. Chapin	John R. Goodin	William D. Kelley
James H. Blount	Samuel S. Cox	John Hancock	Alanson M. Kimball
John H. Burleigh	George H. Durand	Goldsmith W. Hewitt	William S. King

Mr. George M. Landers
Burwell B. Lewis
Levi Maish
Henry B. Metcalfe
Charles W. Milliken
Charles H. Morgan
Charles O'Neill
John B. Packard

Mr. William A. Piper
Allen Potter
Henry O. Pratt
John H. Reagan
John Robbins
Sobieski Ross
John G. Schumaker
Robert Smalls

Mr. A. Herr Smith
Alex. H. Stephens
William H. Stowell
Martin I. Townsend
Nelson H. Van Vorhes
Henry Waldron
Gilbert C. Walker

Mr. John W. Wallace
William W. Warren
Henry Watterson
William A. Wheeler
Alpheus S. Williams
William W. Wilshire
Alan Wood, Jr.

So the House agreed to consider the said preamble and resolution.

Pending which,

Mr. Lawrence, by unanimous consent, submitted the views of the minority of the said committee; which were ordered to be printed.

Mr. Kuott demanded the previous question; which was seconded and the main question ordered;

And being put, viz,

Will the House agree to the said preamble and resolution?

It was decided in the affirmative,	{	Yeas.....	136
		Nays.....	88
		Not voting.....	66

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Josiah G. Abbott
Lucien L. Ainsworth
Thomas S. Ashe
John D. C. Atkins
John C. Bagby
John H. Bagley, Jr.
Henry B. Banning
George M. Beebe
Jos. C. S. Blackburn
Richard P. Bland
Archibald M. Biles
James H. Blount
Andrew R. Boone
Taul Bradford
John M. Bright
John Young Brown
Samuel D. Burchard
George C. Cabell
John H. Caldwell
William P. Caldwell
Nathan T. Carr
Bernard G. Caulfield
John B. Clarke
John B. Clark, Jr.
Heister Clymer
Alex. G. Cochrane
Francis D. Collins
Phillip Cook
Jacob P. Cowan
Samuel S. Cox
David B. Culberson
Joseph J. Davis
Rezin A. DeBolt
George G. Dibrell
Beverly B. Douglas

Mr. Milton J. Durham
E. John Ellis
Charles J. Faulkner
David Dudley Field
Jesse J. Finley
William H. Forney
Benjamin J. Franklin
Benoni S. Fuller
Lucien C. Gause
Randall L. Gibson
John M. Glover
John Goode, Jr.
Andrew H. Hamilton
Robert Hamilton
Aug. A. Hardenbergh
Henry R. Harris
John T. Harris
Julian Hartridge
William Hartzell
Robert A. Hatchler
Eli J. Heukle
Abram S. Hewitt
Charles E. Hooker
James H. Hopkins
John F. House
Andrew Humphreys
Eppa Hunton
Frank H. Hurd
George A. Jenks
Thomas L. Jones
J. Proctor Kuott
Lucius Q. C. Lamar
Franklin Landers
George M. Landers

Mr. William M. Levy
Scott Lord
John K. Luttrell
William P. Lynde
L. A. Mackey
William McFarland
John A. McMahon
Edwin R. Meade
Roger Q. Mills
Hernando D. Money
William R. Morrison
William Mutchler
Lawrence T. Neal
Jephtha D. New
William J. O'Brien
N. Holmes Odell
Henry B. Payne
James Phelps
John F. Phillips
Earley F. Poppleton
William J. Purman
David Rea
John Reilly
James B. Reilly
Americus V. Rice
Haywood Y. Riddle
John Robbins
William M. Robbins
Charles B. Roberts
Miles Ross
Milton Saylor
Alfred M. Scales
Gustave Schleicher
James Sheakley

Mr. William F. Slemmons
William E. Smith
Milton I. Southard
William A. J. Sparr
William M. Springer
William H. Stanton
William S. Stenger
William H. Stone
Thomas Swann
John K. Tarbox
Frederick H. Teese
William Terry
Charles P. Thompson
Philip F. Thomas
J. W. Throckmorton
John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Alfred M. Wadde
Ansel T. Walling
William Walling
Elijah Ward
Levi Warner
Erastus Wells
W. C. Whitborne
Peter D. Wigginton
Scott Wike
James Williams
Jere N. Williams
Benjamin A. Willis
William W. Wilshire
Benjamin Wilson
Jesse J. Yeates

Those who voted in the negative are—

Mr. Charles H. Adams
George A. Bagley
William H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Henry W. Blair
Nathan B. Bradley
William R. Brown
Horatio C. Burchard
Charles W. Butts
Joseph G. Cannon
Lucien B. Caswell
Simeon B. Chittenden
Omar D. Conger
Lorenzo Crounse
Lorenzo Danford
Chester B. Darrall
Dudley C. Denison
Samuel A. Debbins
Mark H. Dunnell
Benjamin T. Eames
James L. Evans

Mr. Edwin Flye
Greenbury L. Fort
Charles Foster
Chapman Freeman
William P. Frye
James A. Garfield
Eugene Hale
Benjamin W. Harris
Henry H. Hathorn
William S. Haymond
Charles Hays
George W. Hendee
Thomas J. Henderson
Solomon L. Hoge
George G. Hoskins
Jay A. Hubbell
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Charles H. Joyce
John A. Kasson
William D. Kelley

Mr. Elbridge G. Lapham
William Lawrence
E. W. Leavenworth
Henry S. Magoon
C. D. MacDougall
George W. McCrary
James W. McDill
Samuel F. Miller
James Monroe
Charles E. Nash
Nelson I. Norton
Addison Oliver
Charles O'Neill
Horace F. Page
William A. Phillips
Harris M. Plaisted
Thomas C. Platt
Joseph H. Rainey
Milton S. Robinson
Sobieski Ross
Jeremiah M. Rusk
Ezekiel S. Sampson

Mr. Julius H. Seelye
C. H. Sinnickson
A. Herr Smith
Horace B. Strait
William H. H. Stone
Jacob M. Thornburn
Martin I. Townsend
Washington Townsend
John Q. Tufts
John T. Wait
Alexander S. Wallace
John W. Wallace
G. Wiley Wells
John D. White
Richard H. Whiting
George Willard
Andrew Williams
Charles G. Williams
James Wilson
Alan Wood, Jr.
William Woodburn
L. D. Woodworth

Those not voting are—

Mr. William B. Anderson	Mr. Albert G. Egbert	Mr. J. V. Le Moyne	Mr. Otho R. Singleton
John H. Baker	William H. Felton	Burwell B. Lewis	Robert Smalls
Lyman K. Bass	John R. Goodin	John R. Lynch	Alex. H. Stephens
James B. Belford	Thomas M. Gunter	Levi Maish	Adlai E. Stevenson
Samuel N. Bell	John Hancock	Henry B. Metcalfe	Nelson H. Van Vorhes
Aylett H. Buckner	Jere Haralson	Charles W. Milliken	Henry Waldron
John H. Burleigh	Carter H. Harrison	Charles H. Morgan	Charles C. B. Walker
Alexander Campbell	Goldsmith W. Hewitt	John B. Packer	Gilbert C. Walker
Milton A. Candler	Benjamin H. Hill	Henry L. Pierce	William W. Warren
Thomas J. Cason	George F. Hoar	William A. Piper	Henry Watterson
George W. Cate	William S. Holman	Allen Potter	William A. Wheeler
Chester W. Chapin	Frank Jones	Joseph Powell	John O. Whitehouse
William W. Crapo	Edward C. Kehr	Henry O. Pratt	Alpheus S. Williams
Augustus W. Cutler	Alanson M. Kimball	John H. Reagan	William B. Williams
John M. Davy	William S. King	John S. Savage	Fernando Wood
George H. Durand	Lafayette Lane	John G. Schumaker	Casey Young.
John R. Eden			

So the preamble and resolution were adopted.

Mr. Knott moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4187, (Post-Office appropriations.)

The Senate have agreed to the amendments of the House to the bill of the Senate (S. 1128) to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 4476) to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California.

By unanimous consent, leave was granted to withdraw papers from the files of the House as follows, viz:

To Mr. Franklin Landers, in the case of J. E. Robinson; and

To Mr. Hooker, in the case of Mrs. Nettie M. Voelain.

Mr. Field, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, submitted the following report, accompanied by the following resolution, and demanded the previous question thereon, viz:

The Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States report, in part, that since their partial report of certain resolutions, made to this House on the 12th day of January last, the passage of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," and the proceedings under it, have interrupted the discussion of the said resolutions and the action of the House thereon; but that the refusal of the Electoral Commission constituted by the said act to hear any evidence touching the frauds and want of jurisdiction of the canvassing and returning boards of Florida and Louisiana, has made it so much the more important to affirm the said resolutions and the authority of this House over the counting of the electoral votes, and especially the right of Congress and of the House to inquire whether any votes purporting to come from a State have been cast by persons duly appointed by that State electors of President and Vice-President in the manner directed by its legislature, and for that purpose to receive evi-

dence of the forgery, falsehood, or invalidity of any certificate of any governor or canvasser whomsoever. The committee therefore recommend the passage of the following additional resolution:

Resolved, That in the counting of the electoral votes of any State it is the right and duty of Congress and of this House to inquire whether any votes purporting to come from a State have been cast by persons duly appointed by that State electors of President and Vice-President in the manner directed by its legislature, and for that purpose to receive evidence of the forgery, falsehood, or invalidity of any certificate of any governor or canvasser whomsoever.

Pending which,

Mr. Knott, by unanimous consent, submitted the following amendment, viz:

Amend the preamble by adding the following:

Whereas, on the 1st day of March instant, this House refused to pass the following resolution:

"Resolved, That this House requires that the package tendered by the member from New York [Mr. Hewitt] to the President of the United States Senate in the presence of the two houses on yesterday, and purporting to be a certificate of electoral votes for President and Vice-President in the State of Vermont, shall be opened by the President of the Senate in the presence of the two houses, and if found to be such a certificate, the same shall be submitted, together with the certificate read in the presence of the two houses, to the Electoral Commission for its judgment and decision; and that the Senate be requested to make a like order requiring the President of the Senate to open such package in the presence of the two houses, and that until such order be made the House will not be ready to meet the Senate and proceed with the count of the electoral vote;" and

Whereas the rejection of said resolution may hereafter be construed as a precedent recognizing the right of the President of the Senate, when presiding at the joint meeting of the two houses assembled for counting the electoral vote, to decide what returns or certificates he will lay before the two houses: Therefore,

Resolved, (1) That the Constitution of the United States does not confer upon the President of the Senate the power to examine and ascertain the votes to be counted as the electoral votes for President and Vice-President of the United States; (2) that the only power which the Constitution of the United States confers upon the President of the Senate in respect to the electoral vote for President and Vice-President of the United States is to receive the sealed lists transmitted to him by the several electoral colleges, to keep the same safely, and to open all the certificates, or those purporting to be such, in the presence of the Senate and the House of Representatives; (3) that the Constitution of the United States does confer upon the Senate and the House of Representatives the power to examine and ascertain the votes to be counted as the electoral votes; (4) that, in the execution of their power in respect to the counting of the electoral votes, the House of Representatives is at least equal with the Senate; (5) that in the counting of the electoral votes, no votes can be counted against the judgment and determination of the House of Representatives.

Mr. Horatio C. Burchard, by unanimous consent, on behalf of the minority of the said committee, submitted the following amendment to the resolution reported by Mr. Field, viz:

Amend the resolution by adding:

Affecting the genuineness or proper authentication of such certificates, but not for the purpose of questioning the number of votes by which, as shown from the certificates of duly-authorized canvassing-officers of the State, the electors may have been appointed.

The previous question was then seconded and the main question ordered;

And being put, viz:

First, upon the amendment submitted by Mr. Horatio C. Burchard,

It was decided in the negative, { Yeas. 84
Nays 122
Not voting 84

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Benjamin T. Eames	Mr. William D. Kelley	Mr. Ezekiel S. Sampson
George A. Bagley	James L. Evans	Elbridge G. Lapham	Julius H. Seelye
William H. Baker	Edwin Flye	William Lawrence	C. H. Sennickson
Latimer W. Ballou	Charles Foster	E. W. Leavenworth	Robert Smalle
Nathaniel P. Banks	Chapman Freeman	Henry S. Magoon	A. Herr Smith
Samuel N. Bell	William P. Frye	C. D. MacDonnell	Horace B. Strait
Nathau B. Bradley	James A. Garfield	George W. McCrary	William H. H. Stowell
William R. Brown	Eugene Hale	James W. McDill	Jacob M. Thornburgh
Horatio C. Burchard	Jere Haralson	James Monroe	John Q. Tufts
John H. Burleigh	Benjamin W. Harris	Charles E. Nash	John T. Wait
Charles W. Butts	Henry H. Hathorn	Nelson I. Norton	Alexander S. Wallace
Joseph G. Cannon	Charles Hays	Addison Oliver	John W. Wallace
Lucien B. Caswell	George W. Hendee	Charles O'Neill	G. Wiley Wells
Simeon B. Chittenden	Thomas J. Henderson	John B. Packer	John D. White
Omar D. Conger	George G. Hoskins	Horace F. Page	Richard H. Whiting
William W. Crapo	Jay A. Hubbell	William A. Phillips	Andrew Williams
Lorenzo Crounse	Morton C. Hunter	Harris M. Plaisted	Charles G. Williams
Lorenzo Danford	Stephen A. Hurlbut	Thomas C. Platt	James Wilson
Chester B. Darrall	John A. Hyman	Joseph H. Rainey	Alan Wood, jr.
Dudley C. Denison	Charles H. Joyce	Milton S. Robinson	William Woodburn
Samuel A. Dobbins	John A. Kasson	Sobieski Ross	L. D. Woodworth.

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. William H. Forney	Mr. John K. Luttrell	Mr. Milton I. Southard
Thomas S. Ashe	Benjamin J. Franklin	William P. Lynde	William A. J. Sparks
John D. C. Atkins	Benoni S. Fuller	L. A. Mackey	William M. Springer
John C. Bagby	Lucien C. Gause	William McFarland	William H. Stanton
John H. Bagley, jr.	Randall L. Gibson	John A. McMahon	William S. Stenger
Henry B. Banning	John M. Glover	Edwin R. Meade	William H. Stone
Jos. C. S. Blackburn	John Goode, jr.	Roger Q. Mills	Thomas Swann
Richard P. Bland	Thomas M. Gunter	Hernando D. Money	John K. Tarbox
Archibald M. Bliss	Andrew H. Hamilton	William Mutchler	Frederick H. Teese
James H. Blount	Robert Hamilton	Lawrence T. Neal	William Terry
Andrew R. Boone	Ang. A. Hardenbergh	Jeptha D. New	Charles P. Thompson
Taul Bradford	Henry R. Harris	N. Holmes Odell	Philip F. Thomas
John M. Bright	John T. Harris	Henry B. Payne	J. W. Throckmorton
John Young Brown	Carter H. Harrison	James Phelps	John R. Tucker
John H. Caldwell	Julian Hartidge	John F. Phillips	Jacob Turney
William P. Caldwell	William Hartzell	Earley F. Poppleton	John L. Vance
John B. Clarke	Robert A. Hatcher	David Rea	Robert B. Vance
John B. Clark, jr.	Eli J. Henkle	John Reilly	Alfred M. Waddell
Hiester Clymer	Charles E. Hooker	James B. Reilly	Ansel T. Walling
Alex. G. Cochrane	James H. Hopkins	Americus V. Rice	William Walsh
Francis D. Collins	John F. House	Haywood Y. Riddle	Levi Warner
Phillip Cook	Eppe Hunton	John Robbins	Erastus Wells
Jacob P. Cowan	Frank H. Hurd	William M. Robbins	W. C. Whitthorne
Samuel S. Cox	George A. Jenks	Charles B. Roberts	Peter D. Wigginton
Joseph J. Davis	Thomas L. Jones	John S. Savage	Scott Wike
Rezin A. DeBolt	J. Proctor Knott	Milton Saylor	James Williams
Milton J. Durham	Franklin Landers	Alfred M. Scales	Jere N. Williams
E. John Ellis	George M. Landers	James Sheakley	Benjamin A. Willis
Charles J. Faulkner	J. V. Le Moyne	William F. Slemmons	Benjamin Wilson
David Dudley Field	William M. Levy	William E. Smith	Jesse J. Yeates.
Jesse J. Finley	Scott Lord		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chester W. Chapin	Mr. Goldsmith W. Hewitt	Mr. Samuel F. Miller
William B. Anderson	David B. Culbertson	Benjamin H. Hill	Charles W. Milliken
John H. Baker	Augustus W. Cutler	George F. Hoar	Charles H. Morgan
Lyman K. Bass	John M. Davy	Solomon L. Hoge	William R. Morrison
George M. Beebe	George G. Dibrell	William S. Holman	William J. O'Brien
James B. Belford	Beverly B. Douglas	Andrew Humphreys	Henry L. Pierce
Henry W. Blair	Mark H. Dunnell	Frank Jones	William A. Piper
Aylett H. Buckner	George H. Durand	Edward C. Kehr	Allen Potter
Samuel D. Burchard	John R. Eden	Alanson M. Kimball	Joseph Powell
George C. Cabell	Albert G. Egbert	William S. King	Henry O. Pratt
Alexander Campbell	William H. Felton	Lucius Q. C. Lamar	William J. Purman
Milton A. Candler	Greenbury L. Fort	Lafayette Lane	John H. Reagan
Nathan T. Carr	John R. Goodin	Burwell B. Lewis	Miles Ross
Thomas J. Cason	John Hancock	John R. Lynch	Jeremiah M. Rusk
George W. Cate	William S. Haymond	Levi Maish	Gustave Schleicher
Bernard G. Caulfield	Abram S. Hewitt	Henry B. Metcalfe	John G. Schumaker

Mr. Ottho R. Singleton	Mr. Nelson H. Van Vorhes	Mr. William W. Warren	Mr. Alpheus S. Williams
Alex. H. Stephens	Henry Waldron	Henry Watterson	William B. Williams
Adlai E. Stevenson	Charles C. B. Walker	William A. Wheeler	William W. Wilshire
Martin I. Townsend	Gilbert C. Walker	John O. Whitehouse	Fernando Wood
Washington Townsend	Elijah Ward	George Willard	Casey Young

So the amendment was rejected.

The question then recurred on the amendment submitted by Mr. Knott;

When

Separate votes were demanded on the preamble and resolution by Mr. Kasson, Mr. Young, Mr. Kehr, and Mr. Bland;

When

Mr. Knott, by unanimous consent, withdrew the said amendment.

The question then recurred on the resolution reported by Mr. Field;

And being put,

The same was agreed to.

Mr. Field moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the reports of the committees of conference on the disagreeing votes of the two houses on the amendments of the Senate to bills of the House of the following titles, viz:

H. R. 4188. Fortification appropriations.

H. R. 4616. Naval appropriations.

The Senate have passed a bill of the House of the following title, viz: H. R. 4691. An act making appropriations for the support of the Army for the fiscal year ending June 30, 1878, and for other purposes: with amendments, in which I am directed to ask the concurrence of the House of Representatives.

Mr. Blount, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4616, (naval appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4616) making appropriations for the naval service for the year ending June 30, 1878, and for other purposes, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from their amendments numbered 6 and 10.

That the House recede from its disagreement to the amendments of the Senate numbered 2, 8, and 11, and agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment striking out the sum therein named and inserting in lieu thereof *six million six hundred thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 3, and agree to the same with an amendment adding at the end of the paragraph the following:

Provided, That one hundred thousand dollars of the above sum shall be available for and be expended by the Bureau of Provisions and Clothing for provisions; which sum shall be immediately available;

And the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 4, and agree to the same with an amendment

striking out the sum named therein and inserting in lieu thereof *sixty-five thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 5, and agree to the same with an amendment striking out the sum named therein and inserting in lieu thereof *twenty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 7, and agree to the same with an amendment striking out the sum named therein and inserting in lieu thereof *one million seven hundred and fifty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 9, and agree to the same with an amendment striking out the sum therein named and inserting in lieu thereof *nine hundred and forty-two thousand dollars*; and the Senate agree to the same.

JAMES H. BLOUNT,
JOHN T. HARRIS,
EUGENE HALE,

Managers on the part of the House.

A. A. SARGENT,
GEORGE S. BOUTWELL,
R. E. WITHERS,

Managers on the part of the Senate.

Mr. Blount moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Poppleton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the following title, viz:

H. R. 3925. An act relating to the production of fruit-brandy, and to punish frauds connected with the same;

When

The Speaker signed the same.

Mr. Ballou, from the Committee on Printing, to which was referred the annual report of the Secretary of State on the commercial relations of the United States with foreign nations during the year 1876, reported the same and moved its reference to the Committee on Commerce, and that the usual number of copies be printed; which motion was agreed to.

Mr. Ballou, from the same committee, to which was referred the following resolution of the Senate, reported the same without amendment; which said resolution was concurred in, viz:

Resolved by the Senate, (the House of Representatives concurring,) That of a digest of the opinions of the Attorneys-General and of the decisions of the Federal courts with reference to international law and kindred subjects, prepared at the Department of State, there be printed, in addition to the usual number, five hundred copies for the use of the Senate, fifteen hundred copies for the use of the House of Representatives, and one thousand copies for the use of the Department of State.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Atkins, by unanimous consent, the bill of the House H. R. 4691, (Army appropriations,) with the amendments of the Senate thereto, was taken from the Speaker's table, the said amendments disagreed to, and a conference asked with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Atkins, Mr. Erastus Wells, and Mr. Foster be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Hurd, at 5 o'clock p. m., the House took a recess until 9 o'clock p. m.

AFTER THE RECESS.

(Saturday, March 3, 1877—9 o'clock p. m.)

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 4418. An act to pay William L. Scruggs, late minister to Bogota, from October 10 to November 21, 1876;

H. R. 3833. An act for the relief of John W. Hall;

H. R. 4276. An act to authorize the appointment of a sergeant in the Signal Corps as second lieutenant in the Army;

H. R. 515. An act for the relief of Samuel E. Garland and Frank M. Hoppin;

H. R. 4475. An act to relieve the political disabilities of Joel S. Kennard, of Savannah, Georgia; and

H. R. 3892. An act to remove the political disabilities of George Watson Carr, a citizen of the State of Georgia.

The Senate have passed bills of the following titles, viz:

S. 1292. An act to remove the political disabilities of John M. Haden, of Galveston, Texas;

S. 1293. An act to remove the political disabilities of Theophilus H. Holmes, of North Carolina;

in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed a bill of the House of the following title, viz:

H. R. 4433. An act making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871;

with amendments, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 3628) establishing post-roads, and the Senate have receded from sections 2, 3, 4, and 6 of their amendment numbered 604 to said bill disagreed to by the House of Representatives.

The Senate have passed a bill of the House of the following title, viz:

H. R. 2952. An act authorizing the Commissioner of Patents to rehear the application of Steven V. Benet for patent for cartridges; with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, viz:

S. 1003. An act to restore Benjamin P. Runkle to the retired-list of the Army;

S. 1127. An act for the relief of J. B. McCullough; in which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Banning, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the

bill of the House (H. R. 3349) granting a pension to Mrs. Rebecca Maxwell, widow of the late Colonel O. C. Maxwell, One hundred and ninety-fourth Ohio Volunteer Infantry, the said bill engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate numbered 76 and 77 to the bill of the House H. R. 4472, (legislative, executive, and judicial appropriations,) reported that the committee were unable to agree.

And then,

On motion of Mr. Holman,

Ordered, That the House further insist upon its disagreement to the amendments of the Senate numbered 76 and 77 to the said bill, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Holman, Mr. Clymer, and Mr. Foster be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4187, (Post-Office appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4187) making appropriations for the Post-Office Department for the fiscal year ending June 30, 1878, having met, after full and free conference have agreed to recommend, and do recommend, to their respective houses as follows:

That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment making the sum \$9,250,000; and the Senate agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 13, and agree to the same with an amendment making the sum \$150,000; and the Senate agree to the same.

The House recedes from its disagreement to the amendment of the Senate numbered 33, and agrees to the same with an amendment making the sum \$2,939,725; and the Senate agree to the same.

WM. S. HOLMAN,
CHARLES FOSTER,
HIESTER CLYMER,

Managers on the part of the House.

WM. B. ALLISON,
H. G. DAVIS,
HENRY L. DAWES,

Managers on the part of the Senate.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled a bill of the Senate of the following title, viz:

S. 1128. An act to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto.

Mr. John H. Baker, from the same committee, reported that the committee had examined and found truly enrolled a bill of the House of the following title, viz:

H. R. 4476. An act to provide for the appointment of official shorthand reporters in and for the courts of the United States;

When

The Speaker signed the said bills.

Mr. Ellis moved that the rules be suspended, so as to discharge the Committee of the Whole House on the state of the Union from the further consideration of the bill of the House (H. R. 3430) to repair and rebuild the levees of the Mississippi River and to reclaim the alluvial lands thereof, to improve its navigation, and promote and protect its commerce, and pass the same.

Pending which,

Mr. Holman moved that the House take a recess of one hour; which motion was disagreed to.

The question then recurred on the motion of Mr. Ellis;

And being put,

It was decided in the negative,	{	Yeas	72
		Nays	113
		Not voting	105

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Lucien L. Ainsworth	Mr. Benjamin J. Franklin	Mr. John R. Lynch	Mr. Robert Smalls
Thomas S. Ashe	Lucien C. Gause	George W. McCrary	William E. Smith
James B. Belford	Randall L. Gibson	Roger Q. Mills	William H. Stone
Andrew R. Boone	John M. Glover	Hernando D. Money	William Terry
Taul Bradford	John Goode, jr.	Charles E. Nash	Philip F. Thomas
Aylett H. Buckner	Thomas M. Gunter	Addison Oliver	J. W. Throckmorton
Charles W. Butts	Jere Haralson	Charles O'Neill	John Q. Tufts
William P. Caldwell	Robert A. Hatcher	John B. Packer	Alexander S. Wallace
Nathan T. Carr	Charles Hays	Henry B. Payne	John W. Wallace
John B. Clarke	Solomon L. Hoge	William A. Phillips	William W. Warren
Philip Cook	Charles E. Hooker	Joseph Powell	Henry Watteraon
David B. Culbertson	John F. House	William J. Purman	G. Wiley Wells
Chester R. Darrall	Jay A. Hubbell	Joseph H. Rainey	W. C. Whitthorne
Mark H. Dunnell	John A. Hyman	Haywood Y. Riddle	Scott Wike
E. John Ellis	Thomas L. Jones	Jeremiah M. Rusk	George Willard
James L. Evans	William D. Kelley	Milton Saylor	Benjamin A. Willis
Jesse J. Finley	Lucius Q. C. Lamar	Gustave Schleicher	William W. Wilshire
William H. Forney	William M. Levy	William F. Slemons	Casey Young.

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. William H. Felton	Mr. Henry S. Magoon	Mr. William A. J. Sparks
Charles H. Adams	David Dudley Field	C. D. MacDougall	William M. Springer
George A. Bagley	Greenbury L. Fort	James W. McDill	Horace B. Strait
John H. Baker	Chapman Freeman	Edwin R. Meade	William S. Stenger
William H. Baker	William P. Frye	James Monroe	Adlai E. Stevenson
Latimer W. Ballou	Benoni S. Fuller	William R. Morrison	William H. H. Stovell
Samuel N. Bell	Andrew H. Hamilton	William Mutchler	John K. Tarbox
Henry W. Blair	Aug. A. Hardenbergh	Lawrence T. Neal	Charles P. Thompson
James H. Blount	Benjamin W. Harris	Jeptha D. New	Martin I. Townsend
Nathan B. Bradley	Henry R. Harris	Nelson I. Norton	Washington Townsend
Horatio C. Burchard	John T. Harris	William J. O'Brien	Jacob Turney
John H. Burleigh	Carter H. Harrison	Horace F. Page	John L. Vance
Milton A. Caudler	William S. Haymond	James Phelps	Robert B. Vance
Thomas J. Cason	George W. Hendee	John F. Phillips	Henry Waldron
Lucien B. Caswell	Thomas J. Henderson	Henry L. Pierce	Charles C. B. Walker
Simeon B. Chittenden	Thomas S. Holman	Harris M. Plaisted	William Walsh
Hester Clymer	James H. Hopkins	Earley F. Poppleton	Levi Warner
Alex. G. Cochrane	George G. Hoskins	David Rea	John O. Whitehouse
Francis D. Collins	Andrew Humphreys	John Reilly	Peter D. Wigginton
Omar D. Conger	Morton C. Hunter	James B. Reilly	Andrew Williams
Augustus W. Cutler	Charles H. Joyce	William M. Robbins	Alphens S. Williams
Lorenzo Danford	Edward C. Kehr	Milton S. Robinson	Charles G. Williams
Joseph J. Davis	Franklin Landers	Ezekiel S. Sampson	James Williams
John M. Davy	George M. Landers	John S. Savage	Jere N. Williams
Rezin A. DeBolt	Elbridge G. Lapham	Alfred M. Scales	William B. Williams
Dudley C. Denton	William Lawrence	Julius H. Seelye	Benjamin Wilson
Samuel A. Dobbins	J. V. Le Moyné	A. Herr Smith	James Wilson
Milton J. Durham	William P. Lynde	Milton I. Southard	L. D. Woodworth.
Benjamin T. Eames			

Those not voting are—

Mr. William B. Anderson	Mr. George G. Dibrell	Mr. John A. Kasson	Mr. Miles Ross
John D. C. Atkins	Beverly B. Douglas	Alanson M. Kimball	Sobieski Ross
John C. Bagby	George H. Durand	William S. King	John G. Schumaker
John H. Bagley, jr.	John R. Eden	J. Proctor Knott	James Sheakley
Nathaniel P. Banks	Albert G. Egbert	Lafayette Lane	Otho H. Singleton
Henry B. Banning	Charles J. Faulkner	E. W. Leavenworth	C. H. Sinnickson
Lyman K. Bass	Edwin Flye	Burwell B. Lewis	William H. Stanton
George M. Beebe	Charles Foster	Scott Lord	Alex. H. Stephens
Jos. C. S. Blackburn	James A. Garfield	John K. Luttrell	Thomas Swann
Richard P. Bland	John R. Goodin	L. A. Mackey	Frederick H. Teese
Archibald M. Bliss	Eugene Hale	Levi Maish	Jacob M. Thornburgh
John M. Bright	Robert Hamilton	William McFarland	John R. Tucker
John Young Brown	John Hancock	John A. McMahon	Nelson H. Van Vorhes
William R. Brown	Julian Hartridze	Henry B. Metcalfe	Alfred M. Waddell
Samuel D. Burchard	William Hartzell	Samuel F. Miller	John T. Jvatt
George C. Cabell	Henry H. Hathorn	Charles W. Milliken	Gilbert C. Walker
John H. Caldwell	Eli J. Henkle	Charles H. Morgan	Ansel T. Walling
Alexander Campbell	Abram S. Hewitt	N. Holmes Odell	Elijah Ward
Joseph G. Cannon	Goldsmith W. Hewitt	William A. Piper	Erastus Wells
George W. Cate	Benjamin H. Hill	Thomas C. Platt	William A. Wheeler
Bernard G. Canfield	George F. Hoar	Allen Potter	John D. White
Chester W. Chapin	Eppa Hunton	Henry O. Pratt	Richard H. Whiting
John B. Clark, jr.	Frank H. Hurd	John H. Reagan	Alan Wood, jr.
Jacob P. Cowan	Stephen A. Hurlbut	Americus V. Rice	Fernando Wood
Samuel S. Cox	George A. Jenks	John Robbins	William Woodburn
William W. Crapo	Frank Jones	Charles B. Roberts	Jesse J. Yeates.
Lorenzo Crounse			

So the House refused to suspend the rules.

By unanimous consent, leave was granted to withdraw from the files of the House papers in the following cases, viz :

To Mr. Saylor, in the case of Dr. Tumblety ; and

To Mr. William B. Williams, in the case of W. A. Rease.

Mr. Saylor called up the report of the Committee on Rules, proposing the following amendment to rule 22, viz :

After the word "Speaker," where it first occurs in said rule, insert the following, viz :

And pending the election of a Speaker, under the direction of the Clerk.

After debate,

Mr. Saylor demanded the previous question ; which was seconded and the main question ordered ;

And being put,

It was decided in the affirmative, { Yeas 138
Nays 9
Not voting... 143

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Rezin A. DeBolt	Mr. Andrew Humphreys	Mr. David Rea
Lucien L. Ainsworth	Milton J. Durham	Eppa Hunton	John H. Reagan
Thomas S. Ashe	John R. Eden	Frank H. Hurd	John Reilly
John D. C. Atkins	E. John Ellis	George A. Jenks	James B. Rellly
John H. Bagley, jr.	Charles J. Faulkner	Thomas L. Jones	Americus V. Rice
Henry B. Banning	William H. Felton	Edward C. Kehr	Haywood Y. Riddle
George M. Beebe	David Dudley Field	J. Proctor Knott	William M. Robbins
Samuel N. Bell	Jesse J. Finley	Lucius Q. C. Lamar	Charles B. Roberts
Jos. C. S. Blackburn	William H. Forney	Franklin Landers	John S. Savage
Richard P. Bland	Benjamin J. Franklin	George M. Landers	Milton Saylor
Archibald M. Bliss	Lucien C. Gause	Lafayette Lane	Alfred M. Scales
James H. Blount	Randall L. Gibson	J. V. Le Moyné	Gustave Schleicher
Andrew R. Boone	John M. Glover	William P. Lynde	James Sheakley
Tani Bradford	John Goode, jr.	L. A. Mackey	Otho R. Singleton
John M. Bright	Thomas M. Gunter	William McFarland	William F. Slemmons
John Young Brown	John Hancock	Edwin R. Meade	William E. Smith
Aylett H. Buckner	Aug. A. Hardenbergh	Roger Q. Mills	Milton I. Southard
Samuel D. Burchard	Henry R. Harris	Hernando D. Money	William A. J. Sparks
William P. Caldwell	John T. Harris	William R. Morrison	William M. Springer
Milton A. Candler	Carter H. Harrison	William Mutchler	William H. Stanton
Bernard G. Canfield	William Hartzell	Lawrence T. Neal	William S. Stenger
John B. Clarke	Robert A. Hatcher	Jeptha D. New	Adlai E. Stevenson
Heister Clymer	Eli J. Henkle	William J. O'Brien	William H. Stone
Alex. G. Cochrane	Abram S. Hewitt	Henry B. Payne	John K. Tarbox
Francis D. Collins	Benjamin H. Hill	James Phelps	Frederick H. Teese
Philip Cook	William S. Holman	John F. Phillips	William Terry
David B. Culbertson	Charles E. Hooker	Earley F. Poppleton	Charles P. Thompeon
Augustus W. Cutler	James H. Hopkins	Joseph Powell	Philip F. Thomas
Joseph J. Davis	John F. House	William J. Furman	J. W. Throckmorton

Mr. John R. Tucker
Jacob Turney
John L. Vance
Robert B. Vance
Alfred M. Waddell
Charles C. B. Walker

Mr. Ansel T. Walling
William Walsh
Levi Warner
William W. Warren
Henry Watterson
Erastus Wells

Mr. W. C. Whitthorne
Peter D. Wigginton
Scott Wike
Alpheus S. Williams
James Williams

Mr. Jere N. Williams
Benjamin A. Williams
Benjamin Wilson
Jesse J. Yates
Casey Young

Those who voted in the negative are—

Mr. Charles H. Adams
William H. Baker
Horatio C. Burchard

Mr. Joseph G. Cannon
Simeon B. Chittenden

Mr. Greenbury L. Fort
Charles H. Joyce

Mr. William Lawrence
E. W. Leavenworth

Those not voting are—

Mr. William B. Anderson
John C. Bagby
George A. Bagley
John H. Baker
Latimer W. Ballou
Nathaniel P. Banks
Lyman K. Baas
James B. Belford
Henry W. Blair
Nathan B. Bradley
William R. Brown
John H. Burleigh
Charles W. Buttz
George C. Cabell
John H. Caldwell
Alexander Campbell
Nathan T. Carr
Thomas J. Cason
Lucien B. Caswell
George W. Cate
Chester W. Chapin
John B. Clark, jr.
Omar D. Conger
Jacob P. Cowan
Samuel S. Cox
William W. Crapo
Lorenzo Crouse
Lorenzo Danford
Chester B. Darrall
John M. Davy
Dudley C. Denison
George G. Dibrell
Samuel A. Dobbins
Beverly B. Douglas
Mark H. Dunnell
George H. Durand

Mr. Benjamin T. Eames
Albert G. Egbert
James L. Evans
Edwin Flye
Charles Foster
Chapman Freeman
William P. Frye
Benoni S. Fuller
James A. Garfield
John R. Goodin
Eugene Hale
Andrew H. Hamilton
Robert Hamilton
Jere Haralson
Benjamin W. Harris
Julian Hartridge
Henry H. Hathorn
William S. Haymond
Charles Hays
George W. Hendee
Thomas J. Henderson
Goldsmith W. Hewitt
George F. Hoar
Solomon L. Hoge
George G. Hoakins
Jay A. Hubbell
Morton C. Hunter
Stephen A. Hurlbut
John A. Hyman
Frank Jones
John A. Kaason
William D. Kelley
Alanson M. Kimball
William S. King
Elbridge G. Lapham
William M. Levy

Mr. Burwell B. Lewis
Scott Lord
John K. Luttrell
John R. Lynch
Henry S. Magoon
Levi Maish
C. D. MacDougall
George W. McCrary
James W. McDill
John A. McMahon
Henry B. Metcalfe
Samuel F. Miller
Charles W. Milliken
James Monroe
Charles H. Morgan
Charles E. Nash
Nelson I. Norton
N. Holmes Odell
Addison Oliver
Charles O'Neill
John B. Packer
Horace F. Page
William A. Phillips
Henry L. Pierce
William A. Piper
Harris M. Plaisted
Thomas C. Platt
Allen Potter
Henry O. Pratt
Joseph H. Rainey
John Robbins
Milton S. Robinson
Miles Ross
Sobleaski Ross
Jeremiah M. Rusk
Ezekiel S. Sampson

Mr. John G. Schumaker
Julius H. Seelye
C. H. Sinnickson
Robert Smalls
A. Herr Smith
Horace B. Strait
Alex. H. Stephens
William H. H. Stowe
Thomas Swann
Jacob M. Thorburn
Martin I. Townsend
Washington Townsend
John Q. Tufts
Nelson H. Van Vorst
John T. Wait
Henry Waldron
Gilbert C. Walker
Alexander S. Wallace
John W. Wallace
Elijah Ward
G. Wiley Wells
William A. Wheeler
John D. White
John O. Whitehouse
Richard H. White
George Willard
Andrew Williams
Charles G. Williams
William B. Williams
William W. Williams
James Wilson
Alan Wood, jr.
Fernando Wood
William Woodburn
L. D. Woodworth

So the report was adopted and the said amendment agreed to.

Mr. Saylor moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4187, (Post-Office appropriations.)

The Senate insist upon their amendments to the bill of the House H. R. 4691 (Army appropriations) disagreed to by the House of Representatives, agree to the conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Blaine, Mr. Allison, and Mr. Wallace the managers at the said conference on the part of the Senate.

The Senate further insist upon their amendments numbered 76 and 77 to the bill of the House H. R. 4472 (legislative, executive, and judicial appropriations) disagreed to by the House of Representatives, agree to the further conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Windom, Mr. Allison, and Mr. Davis the managers at the said conference on the part of the Senate.

Mr. Thomas L. Jones moved that the rules be suspended, so as to enable him to report from the Committee on Railways and Canals, and

the House to consider and pass, with amendments, the bill of the House (H. R. 4456) to authorize William A. Dooner and others to construct a ship canal at the head of Lake George, in Florida;

And the question being put,

It was decided in the negative, (two-thirds not voting in favor thereof.)

Mr. Lawrence, from the conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 2043) to improve the law in relation to dower in the District of Columbia, submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the bill (H. R. 2043) entitled "An act to improve the law in relation to dower in the District of Columbia," after full and free conference thereon, beg leave to report as follows:

The House recedes from its disagreement to the amendments of the Senate, and agree to the same.

WILLIAM LAWRENCE,
WILLIAM P. LYNDE,
SCOTT LORD,
Managers on the part of the House.
GEORGE S. WRIGHT,
JOHN W. STEVENSON,
Managers on the part of the Senate.

Mr. Lawrence moved to reconsider the last vote taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles:

H. R. 515. An act for the relief of Sarah E. Garland and Frank M. Hoppin; and

H. R. 4475. An act removing the political disabilities of Joel S. Kennard, of Savannah, Georgia.

Mr. Andrew H. Hamilton, from the same committee, reported that the committee had examined and found truly enrolled a bill of the following title:

H. R. 4418. An act to pay William L. Scruggs, late minister at Bogota, from October 10 to November 21, 1876.

Mr. Fort, from the same committee, reported that the committee had examined and found truly enrolled a bill of the following title, viz:

H. R. 4261. An act to provide for the sale of desert-lands in certain States and Territories;

When

The Speaker signed the said bills.

By unanimous consent, leave was granted to Mr. Schleicher to withdraw from the files of the House papers in the following cases, viz:

William Vance and brother, Grandison Ruby, heirs of Ben Edwards and Stephen Powers.

Also, to Mr. Warren, in the case of Bernard T. Swart.

Also, to Mr. Powell, in the case of Zebulon Vincent.

By unanimous consent, bills of the Senate of the following titles were severally reported from the Committee on Invalid Pensions, read the third time, and passed, viz:

S. 210. An act granting a pension to Austin R. Mills.

S. 735. An act granting a pension to Martha Irwin, widow of John Irwin.

S. 816. An act granting a pension to Laura M. Knowlton;

S. 1123. An act granting a pension to M. F. Woodard, mother of George R. Woodard.

S. 1152. An act granting a pension to Amasa J. Finch.

S. 535. An act granting a pension to Armstead Goodlow.

S. 1118. An act granting a pension to Mrs. Amy King.

S. 750. An act granting a pension to T. B. Murdock.

S. 792. An act granting a pension to Peter Harder.

S. 883. An act granting a pension to William H. Oliver.

By unanimous consent, the Committee of the Whole House was discharged from the further consideration of bills of the Senate of the following titles, and the same were severally read the third time and passed, viz:

S. 980. An act granting a pension to Irena Garrett.

S. 813. An act for an increase of pension to Laurence P. N. Landrum.

S. 832. An act for an increase of pension to Helen M. Stansbury.

S. 882. An act granting a pension to Stilman E. Dix, of Hampton, Virginia.

S. 767. An act granting a pension to Theodore Gardner.

S. 737. An act granting a pension to Harrison H. Doods.

S. 539. An act to provide for an increase of pension in favor of Martin Kelly.

By unanimous consent, bills of the Senate of the following titles were severally taken from the Speaker's table, read the third time, and passed, viz:

S. 803. An act to repeal an act granting a pension to Mary H. Bartlett, approved January 28, 1873;

S. 599. An act granting a pension to Catharine A. Winslow, widow of the late Rear-Admiral John A. Winslow; and

S. 35. An act equalizing the pensions of certain officers in the Navy.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, bills of the House of the following titles were severally reported, without amendment, from the Committee on Invalid Pensions, engrossed, read the third time, and passed, viz:

H. R. 3544. A bill granting a pension to Julia A. Roberts.

H. R. 3216. A bill granting a pension to Mrs. Eliza A. Semple.

H. R. 4704. A bill granting a pension to George McCoy.

H. R. 4702. A bill for the relief of Joseph W. Gass, *alias* Calvin Halstead.

H. R. 4703. A bill granting a pension to Harriet G. Edwards.

H. R. 4705. A bill granting an increase of pension to Mrs. Louis Merrill.

H. R. 3321. A bill to amend the act entitled "An act granting pensions to the widows, children, dependent mothers and fathers or orphan brothers and sisters of those soldiers who were murdered by guerrillas at Centralia, Missouri, in 1864."

H. R. 4340. A bill granting a pension to Isabella Cassidy.

H. R. 4706. A bill (as substitute for H. R. 3718) increasing the pension of Mrs. Maria B. Craig.

Also, the bill of the House (H. R. 4076) granting a pension to Apoline A. Blair, with amendments, which said amendments were agreed to, the bill, as amended, engrossed, read three times, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Page moved that the rules be suspended, so as to enable him to

submit, and the House to consider and agree to, the following resolution, viz:

Resolved, That this House condemns the recent attempt to defeat the will of the people of Oregon by the refusal of the governor of that State to certify the election of an elector having a majority of the legal votes fairly cast and issuing a commission to a defeated candidate. And the House also condemns and denounces the corrupt use of money to aid in this outrage, and especially the payment of \$3,000 to one Cronin, the defeated elector, for his part in the infamous transaction;

And the question being put,

It was decided in the negative, { Yeas 85
Nays..... 92
Not voting:..... 113
(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. Charles H. Adams	Mr. Benjamin T. Rames	Mr. John R. Lynch	Mr. Ezekiel S. Sampson
George A. Bagley	James L. Evans	Henry S. Magoon	Julius H. Seelye
Latimer W. Ballou	Edwin Flye	C. D. MacDonnell	C. H. Sinnickson
Nathaniel P. Banks	Greenbury L. Fort	George W. McCrary	Robert Sualle
James B. Belford	Charles Foster	James W. McDill	A. Herr Smith
Henry W. Blair	Chapman Freeman	Samuel F. Miller	Horace B. Strait
Nathan B. Bradley	William P. Frye	James Monroe	William H. H. Stowell
William R. Brown	Jere Haralson	Nelson I. Norton	Jacob M. Thornburgh
Horatio C. Burchard	Henry H. Hathorn	Addison Oliver	Martin I. Townsend
John H. Burleigh	Thomas J. Henderson	Charles O'Neill	Washington Townsend
Charles W. Buttz	Jay A. Hubbell	John B. Packer	John Q. Tufts
Joseph G. Canoon	Morton C. Hunter	Horace F. Page	Alexander S. Wallace
Thomas J. Cason	Stephen A. Hurlbut	William A. Phillips	John W. Wallace
Lucien B. Caswell	John A. Hyman	Henry L. Pierce	G. Wiley Wells
Simeon B. Chittenden	Charles H. Joyce	Harrie M. Plaisted	John D. White
Omar D. Conger	John A. Kasson	Thomas C. Platt	George Willard
William W. Crapo	William D. Kelley	Henry O. Pratt	Andrew Williams
Lorenzo Crounse	Alanson M. Kimball	Joseph H. Rainey	William B. Williams
Lorenzo Danford	Elbridge G. Lapham	Milton S. Robinson	James Wilson
John M. Davy	William Lawrence	Sobieski Ross	Alan Wood, jr.
Dudley C. Denison	E. W. Leavenworth	Jeremiah M. Rusk	L. D. Woodworth.
Mark H. Dunnell			

Those who voted in the negative are—

Mr. Josiah G. Abbott	Mr. Benjamin J. Franklin	Mr. Hernando D. Money	Mr. William S. Stenger
Lucien L. Ainsworth	John Goode, jr.	William R. Morrison	William H. Stone
Thomas S. Ashe	Thomas M. Gunter	William Mutchler	John K. Tarbox
John D. C. Atkins	Aug. A. Hardenbergh	Jephtha D. New	William Terry
John H. Bagley, jr.	John T. Harrie	William J. O'Brien	Charles P. Thompson
George M. Beebe	William Hartzell	Henry B. Payne	Philip F. Thomas
Jos. C. S. Blackburn	Robert A. Hatcher	James Phelps	J. W. Throckmorton
Andrew R. Boone	Abram S. Hewitt	John F. Phillips	John R. Tucker
Taul Bradford	William S. Holman	Earley F. Poppleton	Jacob Turney
John M. Bright	John F. House	John H. Reagan	John L. Vance
Aylett H. Buckner	Andrew Humphreys	James B. Rellly	Robert B. Vance
William P. Caldwell	Eppa Hutton	Americus V. Rice	Alfred M. Waddell
Milton A. Candler	Frank H. Hurd	Haywood Y. Riddle	Ansel T. Walling
Bernard G. Caulfield	Thomas L. Jones	William M. Robbins	Levi Warner
John B. Clarke	J. Proctor Knott	Milton Saylor	Erastus Wells
John B. Clark, jr.	Lucius Q. C. Lamar	Alfred M. Seales	John O. Whitehouse
Hester Clymer	Franklin Landers	Gustave Schleichner	Peter D. Wigginton
Francis D. Collins	George M. Landers	James Sheakley	Scott Wike
David B. Culbertson	J. V. Le Moine	William F. Slenions	Alpheus S. Williams
Joseph J. Davis	William P. Lynde	William E. Smith	Jere N. Williams
Milton J. Durham	John A. McMahon	Milton I. Southard	Benjamin Wilson
William H. Felton	Edwin R. Meade	William A. J. Sparks	Jesse J. Yeates
Jesse J. Finley	Roger Q. Mills	William M. Springer	Casey Young.
William H. Forney			

Those not voting are—

Mr. William B. Anderson	Mr. John H. Caldwell	Mr. Samuel A. Dobbins	Mr. John R. Goodin
John C. Bagby	Alexander Campbell	Beverly B. Douglas	Eugene Hale
John H. Baker	Nathan T. Carr	George H. Durand	Andrew H. Hamilton
William H. Baker	George W. Cate	John R. Eden	Robert Hamilton
Henry B. Banning	Chester W. Chapin	Albert G. Egbert	John Hancock
Lyman K. Bass	Alex. G. Cochrane	E. John Ellis	Benjamin W. Harris
Samuel N. Bell	Philip Cook	Charles J. Faulkner	Henry R. Harris
Richard P. Bland	Jacob P. Cowan	David Dudley Field	Carter H. Harrison
Archibald M. Bliss	Samuel S. Cox	Benoni S. Fuller	Julian Hartridge
James H. Blount	Augustus W. Cutler	James A. Garfield	William S. Raymond
John Young Brown	Chester B. Darrall	Lucien C. Gause	Charles Hays
Samuel D. Burchard	Resin A. DeBolt	Randall L. Gibson	George W. Hendee
George C. Cabell	George G. Dibrell	John M. Glover	Eli J. Henkle

Mr. Goldsmith W. Hewitt	Mr. John K. Luttrell	Mr. John Reilly	Mr. Charles C. B. Walker
Benjamin H. Hill	L. A. Mackey	John Robbins	Gilbert C. Walker
George F. Hoar	Levi Maish	Charles B. Roberts	William Walsh
Solomon L. Hoge	William McFarland	Miles Ross	Elijah Ward
Charles E. Hooker	Henry B. Metcalfe	John S. Savage	William W. Warren
James H. Hopkins	Charles W. Milliken	John G. Schumaker	Henry Watterson
George G. Hoskins	Charles H. Morgan	Otho R. Singleton	William A. Wheeler
George A. Jenks	Charles E. Nash	William H. Stanton	Richard H. Whiting
Frank Jones	Lawrence T. Neal	Alex. H. Stephens	W. C. Whitthorne
Edward C. Kebr	N. Holmes Odell	Atlai E. Stevenson	Charles G. Williams
William S. King	William A. Piper	Thomas Swann	James Williams
Lafayette Lane	Allen Potter	Frederick H. Teese	Benjamin A. Willis
William M. Levy	Joseph Powell	Nelson H. Van Vorhes	William W. Wilshire
Burwell B. Lewis	William J. Furman	John T. Wait	Fernando Wood
Scott Lord	David Rea	Henry Waldron	William Woodburn

So the rules were not suspended.

Mr. Harrison, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

H. R. 3892. An act to remove the political disabilities of George Watson Carr, a citizen of Virginia;

H. R. 4276. An act to authorize the appointment of a sergeant in the Signal Corps as a second lieutenant in the Army;

H. R. 4554. An act for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes;

When

The Speaker signed the same.

Mr. Harrison, from the same committee, reported that the committee did this day present to the President of the United States bills and joint resolutions of the House of the following numbers, viz:

H. R. 197, 256, 534, 559, 1016, 1238, 1253, 1611, 1347, 1765, 1824, 2019, 2229, 2606, 2694, 2847, 3260, 3280, 3574, 3636, 3730, 3791, 4117, 4306, 4559, and H. Res. 175 and 176.

Mr. Poppleton, from the same committee, reported that the committee did this day present to the President of the United States bills and a joint resolution of the House numbered respectively as follows, viz:

H. R. 620, 3892, 3925, 4276, and H. Res. 194.

Mr. Olymer moved that the rules be suspended, and that the bill of the Senate (S. 1252) for the erection of a fire-proof building for a national museum be taken from the Speaker's table and passed;

And the question being put,

It was decided in the negative,	{ Yeas	99
	{ Nays	72
	{ Not voting	119

(two-thirds not voting in favor thereof.)

The yeas and nays being desired by one-fifth of the members present.

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Augustus Cutler	Mr. Benjamin H. Hill	Mr. William J. O'Brien
Charles H. Adams	Lorenzo Danford	Solomon L. Hoge	Charles O'Neill
John H. Bagley, jr.	John M. Davy	James H. Hopkins	Horace F. Page
Latimer W. Ballou	Dudley C. Denison	Jay A. Hubbell	William A. Phillips
Nathaniel P. Banks	Benjamin T. Eames	Stephen A. Hurlbut	Thomas C. Platt
James B. Belford	James L. Evans	John A. Hyman	Henry O. Pratt
Samuel N. Bell	Edwin Flye	Charles H. Joyce	William J. Purman
Henry W. Blair	Charles Foster	John A. Kasson	Joseph H. Rainey
Archibald M. Bliss	Chapman Freeman	William D. Kelley	John Reilly
Nathan B. Bradley	William P. Frye	Alanson M. Kimball	James B. Reilly
William R. Brown	James A. Garfield	Lucius Q. C. Lamar	William M. Robbins
Horatio C. Burchard	Eugene Hale	John R. Lynch	Milton S. Robinson
Milton A. Candler	John Hancock	L. A. Mackey	Jeremiah M. Rosk
Joseph G. Cannon	Jere Haralson	Henry S. Magoon	Esaukel S. Sampson
Lucien B. Caswell	Aug. A. Hardenbergh	C. D. MacDougall	Julius H. Seelye
Bernard G. Caulfield	Benjamin W. Harris	George W. McCrary	C. H. Simmickson
John B. Clark, jr.	Henry H. Hathorn	Samuel F. Miller	Robert Small
Heister Clymer	William S. Haymond	Hernando D. Money	A. Herr Smith
Omar D. Conger	George W. Hendee	James Monroe	Horace B. Strait
William W. Crapo	Thomas J. Henderson	Charles H. Morgan	William H. Stoe
Lorenzo Crounse	Abram S. Hewitt	Charles E. Nash	William H. H. Stowell

Mr. John K. Tarbox	Mr. Henry Watterson	Mr. Alpheus S. Williams	Mr. Alan Wood, jr.
William Terry	G. Wiley Wells	Charles G. Williams	William Woodburn
Martin I. Townsend	John D. White	James Williams	L. D. Woodworth
Washington Townsend	John O. Whitehouse	William B. Williams	Jesse J. Yeates
Alfred M. Waddell	Andrew Williams	James Wilson	Casey Young.
John W. Wallace			

Those who voted in the negative are—

Mr. Lucien L. Ainsworth	Mr. Benjamin J. Franklin	Mr. J. V. Le Moyne	Mr. William F. Siemons
George M. Beebe	John M. Glover	William M. Levy	Milton I. Southard
Richard P. Bland	John Goode, jr.	William P. Lynde	William A. J. Sparks
James H. Blount	John R. Goodin	Edwin R. Mcade	William M. Springer
Andrew R. Boone	Thomas M. Gunter	Roger Q. Mills	William S. Stenger
Aylett H. Buckner	Andrew H. Hamilton	William R. Morrison	Adlai E. Stevenson
John H. Caldwell	John T. Harris	William R. Mutchler	Philip F. Thomas
William F. Caldwell	Carter H. Harrison	Lawrence T. Neal	J. W. Throckmorton
Alexander Campbell	William Hartzell	Jephtha D. New	John R. Tucker
John B. Clarke	Robert A. Hatcher	Henry B. Payne	Jacob Turney
Alex. G. Cochrane	Charles Hays	John F. Philips	John L. Vance
Francis D. Collins	Charles E. Hooker	Earley F. Poppleton	Robert B. Vance
David R. Culberson	John F. House	David Rea	Charles C. B. Walker
Joseph J. Davis	Andrew Humphreys	John H. Reagan	Ansel T. Walling
Milton J. Durham	George A. Jenks	Americus V. Rice	Levi Warner
E. John Ellis	Thomas L. Jones	Haywood Y. Riddle	W. C. Whitthorne
William H. Felton	J. Proctor Knott	Miles Ross	Scott Wike
Jesse J. Finley	Franklin Landers	Alfred M. Scales	Jere N. Williams
William H. Forney	George M. Landers	Otho R. Singleton	Benjamin Wilson.
Greenbury L. Fort	William Lawrence		

Those not voting are—

Mr. William B. Anderson	Mr. George G. Dibrell	Mr. Elbridge G. Lapham	Mr. John G. Schumaker
Thomas S. Ashe	Samuel A. Dobbins	E. W. Leavenworth	James Sheakley
John D. C. Atkins	Beverly B. Douglas	Burwell B. Lewis	William E. Smith
John C. Bagby	Mark H. Dunnell	Scott Lord	William H. Stanton
George A. Bagley	George H. Durand	John K. Luttrell	Alex. H. Stephens
John H. Baker	John R. Eden	Levi Maish	Thomas Swann
William H. Baker	Albert G. Egbert	James W. McDill	Frederick H. Teece
Henry B. Banning	Charles J. Faulkner	William McFarland	Charles P. Thompson
Lyman K. Bass	David Dudley Field	John A. McMahon	Jacob M. Thornburgh
Jos. C. S. Blackburn	Benoni S. Fuller	Henry B. Metcalfe	John Q. Tufts
Taul Bradford	Lucien C. Gause	Charles W. Milliken	Nelson H. Van Vorhes
John M. Bright	Randall L. Gibson	Nelson I. Norton	John T. Walt
John Young Brown	Robert Hamilton	N. Holmes Odell	Henry Waldron
Samuel D. Burchard	Henry R. Harris	Addison Oliver	Gilbert C. Walker
John H. Burleigh	Julian Hartridge	John B. Packor	Alexander S. Wallace
Charles W. Buttz	Eli J. Henkle	James Phelps	William Walsh
George C. Cabell	Goldsmith W. Hewitt	Henry L. Pierce	Elijah Ward
Nathan T. Carr	George F. Hoar	William A. Piper	William W. Warren
Thomas J. Cason	William S. Holman	Harris M. Plaisted	Erastus Wells
George W. Cate	George G. Hoskins	Allen Potter	William A. Wheeler
Chester W. Chapin	Morton C. Hunter	Joseph Powell	Richard H. Whiting
Simeon B. Chittenden	Eppa Hunton	John Robbins	Peter D. Wigginton
Philip Cook	Frank H. Hurd	Charles B. Roberts	George Willard
Jacob P. Cowan	Frank Jones	Sobieski Ross	Benjamin A. Willis
Samuel S. Cox	Edward C. Kehr	John S. Savage	William W. Wilshire
Chester B. Darrall	William S. King	Milton Saylor	Fernando Wood.
Rezin A. DeBolt	Lafayette Lane	Gustave Schleicher	

So the House refused to suspend the rules.

Mr. Darrall, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz :

H. R. 4616. An act making appropriations for the naval service for the year ending June 30, 1878, and for other purposes; and

H. R. 4188. An act making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes.

Mr. Poppleton, from the same committee, reported that the committee had examined and found truly enrolled a bill of the following title, viz :

H. R. 3833. An act for the relief of John N. Hall;

When

The Speaker signed the same.

Mr. Caulfield, by unanimous consent, submitted the following preamble and resolution; which were read, considered, and unanimously agreed to, viz :

Whereas the people of Ireland, at a meeting held in the city of Dublin July 4, 1876, representing all sections of that country, adopted with

unanimity a congratulatory address to the people of the United States on the celebration of the centennial anniversary of American Independence; and

Whereas from the infancy of this Republic down to the present time the generous people of Ireland, who are allied to us by the ties of kindred and sympathy, have proven our friends in time of need, especially during the war of our Independence, for which they twice received the thanks of the Continental Congress, and also of our ambassador to France, the illustrious Franklin, in 1778; and

Whereas at a crisis memorable in the annals of the war of the Revolution, when our brave soldiers under the command of Washington at Valley Forge were suffering the vicissitudes of poverty and distress from want of stores and clothing, they were succored by the patriotic and munificent contribution of nearly a million of dollars generously tendered by twenty-seven of Ireland's sons in Philadelphia; and

Whereas by their fervent loyalty in peace and patient sacrifices in war on every field from Lexington to Appomattox, evidenced by their heroic conduct in the van of battle, our fellow-citizens of Irish nativity have ever been among the foremost to contend for the triumph of liberty and self-government; and

Whereas, with a view to the appropriate reception and acknowledgment of the address of the people of Ireland, it has been presented to the House of Representatives of the American Congress: Therefore,

Be it resolved by the House of Representatives, That the people of the United States of America accept the congratulations of the people of Ireland, with a profound acknowledgment and grateful recognition of the cordial sympathy always entertained and manifested toward themselves and their institutions, from the first struggle for freedom of our infant nation to the present time, and sincerely hope that the example of this Republic will spread its benign influence among the nations of the earth until the principles of self-government shall be firmly established, and descend as a sacred heritage to all future generations.

Mr. White moved to suspend the rules, so as to discharge the Committee of the Whole House on the state of the Union from the further consideration of the bill of the House (H. R. 748) to apply the proceeds of the sales of public lands to the education of the people, and enable the House to pass the said bill; which motion was disagreed to, (two-thirds not voting in favor thereof.)

Mr. Bright moved to suspend the rules, so as to discharge the Committee of the Whole House from the further consideration of the bill of the House (H. R. 3161) for the relief of Alexander & Co. for the loss of whisky by the negligence of the Government, and enable the House to pass the same; which motion was disagreed to, (two-thirds not voting in favor thereof.)

On motion of Mr. Goode, (the rules having been suspended for that purpose,) the bill of the Senate (S. 1127) for the relief of J. B. McCullough was taken from the Speaker's table, read three times, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

By unanimous consent, bills of the Senate of the following titles were taken from the Speaker's table, read three times, and passed, (two-thirds voting in favor thereof,) viz:

S. 1293. An act to remove the political disabilities of Theophilus H. Holmes, of North Carolina.

S. 1292. An act to remove the political disabilities of John M. Haden, of Galveston, Texas.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Whitthorne, (the rules having been suspended for that purpose,) the bill of the Senate (S. 667) for the relief of William Wheeler Hubbell, and to make just compensation for the past making, or use, or vending of his patent explosive-shell fuses and percussion-exploders by the United States, was taken from the Speaker's table, read three times, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Eden, (the rules having been suspended for that purpose,) the bill (H. R. 4433) making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871, with amendments of the Senate thereto, was taken from the Speaker's table and the said amendments concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Page moved that the rules be suspended, so as to discharge the Committee on the Public Lands from the further consideration of the bill of the Senate (S. 6) for the sale of timber-lands in the States of California and Oregon and in the Territories of the United States, and enable the House to pass the same;

And the question being put, it was decided in the negative, (two-thirds not voting in favor thereof.)

By unanimous consent, the bill of the Senate (S. 920) to authorize Louis Petoskey, of Michigan, to enter a certain tract of land which embraces his home and improvements, was taken from the Speaker's table, read the third time, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 4313. To remove the political disabilities of Charles L. Scott, of Alabama.

The Senate have passed the following resolution, in which I am instructed to ask the concurrence of the House of Representatives, viz:

Resolved by the Senate, (the House of Representatives concurring), That 1,500 copies of the report of the monetary commission created by the joint resolution of August 15, 1876, together with accompanying evidence and documents, be printed for the use of the Senate; and 3,500 for the use of the House of Representatives.

The Senate further insist on their amendments to the bill of the House H. R. 4691 (Army appropriations) disagreed to by the House of Representatives, ask a further conference with the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Blaine, Mr. Allison, and Mr. Withers the managers at the said conference on the part of the Senate.

The Senate further insist on their amendments numbered 76 and 77 to the bill of the House H. R. 4472, (legislative, executive, and judicial appropriations) disagreed to by the House of Representatives, ask a further conference with the House on the disagreeing votes of the two houses on the said amendments, and have appointed Mr. Windom, Mr. Allison, and Mr. Davis the managers at the said conference on the part of the Senate.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate numbered 76 and 77 to the bill of the House H. R. 4477, (legislative, executive, and judicial appropriations,) reported that the committee were unable to agree.

Mr. Garfield moved that the House recede from its disagreement to the said amendments of the Senate; which motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Garfield moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Mr. Crapo (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That S. K. Donavin, deputy sergeant-at-arms, and R. W. Hunter, clerk of the House Special Committee to Investigate the Recent Election in Louisiana, be allowed the sum of \$300 each, to be paid out of the contingent fund of the House.

Mr. Willis moved that the rules be suspended, so as to discharge the Committee of the Whole House from the further consideration of the bill of the House (H. R. 4471) authorizing a settlement of the claim of the estate of the late Rear-Admiral John A. Dahlgren, and enable the House to pass the said bill; which motion was not agreed to, (two-thirds not voting in favor thereof.)

Mr. Atkins, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4691, (Army appropriations,) reported that the committee were unable to agree.

And then,

On motion of Mr. Atkins,

Ordered, That the House further insist on its disagreement to the amendments of the Senate to the said bill, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Atkins, Mr. Abbott, and Mr. Foster be the managers at the said conference on the part of the House of Representatives.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Knott (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Sergeant-at-Arms of the House be hereby authorized to retain counsel in the cause in which Hallet Kilbourne is plaintiff and John G. Thompson and others are defendants, for the purpose of prosecuting or defending, as the case may be, the cause aforesaid in the Supreme Court of the United States.

Mr. Money (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House, in paying the pages for the month of March, as directed by resolution passed February 23, 1877, shall include all those employed and authorized to be paid for the months of December, 1876, and January and February, 1877.

Mr. G. Wiley Wells moved that the rules be suspended, so as to discharge the Committee of Ways and Means from the further consideration of the bill of the House (H. R. 1341) to refund certain taxes collected by the United States on raw cotton during the years 1863, 1864, 1865, 1866, 1867, and 1868, and to create a perpetual common free-school fund, and for other purposes, and enable the House to pass the same.

And the question being put, the motion was disagreed to, (two-thirds not voting in favor thereof.)

Mr. Mills moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following resolution, viz:

Resolved, That employes now under the Doorkeeper of the House shall not be removed from their places before the commencement of the

Forty-fifth Congress; and the Doorkeeper of the House is hereby prohibited from removing any of said employés.

And the question being put, the motion was disagreed to, (two-thirds not voting in favor thereof).

Mr. Caulfield (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That William H. Smith be paid out of the contingent fund of the House the sum of \$3.60 per day as messenger in the library of the House, from and including the 4th of March, 1877, and until otherwise ordered.

Mr. Waddell moved that the House take a recess until 10 o'clock a. m. March 4; which motion was disagreed to.

Mr. James Wilson moved that the rules be suspended, so as to enable him to report from the Committee on War-Claims, and the House to pass, the bill of the Senate (S. 949) for the relief of A. M. Garoutte, late captain and assistant quartermaster, United States Army.

And the question being put,

It was decided in the affirmative, { Yeas..... 127
Nays 35
Not voting 128

The yeas and nays being desired by one-fifth of the members present, (two-thirds voting in favor thereof,)

Those who voted in the affirmative are—

Mr. Josiah G. Abbott	Mr. Chapman Freeman	Mr. James W. McDill	Mr. Horace B. Strait
Charles H. Adams	William F. Frye	Edwin R. Meade	William H. Stone
Lucien L. Ainsworth	James A. Garfield	Samuel F. Miller	John K. Tarbox
Latimer W. Ballou	Lucien C. Gause	Roger Q. Mills	Charles P. Thompson
Nathaniel P. Banks	John R. Goodin	William R. Morrison	Philip F. Thomas
Jos. C. S. Blackburn	Jere Haralson	William Mutchler	Jacob M. Thornburgh
Henry W. Blair	Benjamin W. Harris	Charles E. Nash	J. W. Throckmorton
Richard P. Bland	William Hartzell	Lawrence T. Neal	Martin I. Townsend
Archibald M. Bliss	Henry H. Hathorn	Jephtha D. New	Washington Townsend
Nathan B. Bradley	William S. Haymond	Nelson I. Norton	John Q. Tufts
John M. Bright	George W. Hendee	Addison Oliver	John L. Vance
William R. Brown	Thomas J. Henderson	Charles O'Neill	Robert B. Vance
Aylett H. Buckner	Eli J. Henkle	John B. Packer	Alfred M. Waddell
Horatio C. Burchard	Solomon L. Hoge	Horace F. Page	Henry Waldron
John H. Burleigh	Charles E. Hooker	Henry B. Payne	Alexander S. Wallace
John H. Caldwell	John F. House	Henry L. Pierce	John W. Wallace
Alexander Campbell	Jay A. Hubbell	Henry O. Pratt	William W. Warren
Lucien B. Caswell	John A. Hyman	Joseph H. Rainey	Henry Watterson
Stimson B. Chittenden	Thomas L. Jones	John Reilly	G. Wiley Wells
Alex. G. Cochrane	John A. Kasson	James B. Reilly	W. C. Whitthorne
Omar D. Conger	Edward C. Kehr	Americus V. Rice	Scott Wike
Lorenzo Danford	Alanson M. Kimball	Haywood Y. Riddle	Andrew Williams
Dudley C. Denison	Lucius Q. C. Lamar	Sobieski Ross	Alpheus S. Williams
Mark H. Dunnell	Lafayette Lane	Jeremiah M. Rusk	Charles G. Williams
Milton J. Durham	William Lawrence	Ezekiel S. Sampson	James Williams
Benjamin T. Eames	E. W. Leavenworth	Milton Saylor	Jere N. Williams
John R. Eden	J. V. Le Moine	Gustave Schleicher	James Wilson
E. John Ellis	John R. Lynch	James Sheakley	Alan Wood, jr.
Edwin Flye	William P. Lynde	Otho R. Singleton	William Woodburn
William H. Forney	L. A. Mackey	William F. Simons	L. D. Woodworth
Greenbury L. Fort	C. D. MacDougall	Robert Smalls	Jesse J. Yeates.
Charles Foster	George W. McCrary	A. Herr Smith	

Those who voted in the negative are—

Mr. Thomas S. Ashe	Mr. David B. Culberson	Mr. John T. Harris	Mr. William J. O'Brien
John D. C. Atkins	Augustus W. Cutler	Carter H. Harrison	John F. Phillips
Andrew E. Boone	Joseph J. Davis	Robert A. Hatcher	William A. Phillips
Taul Bradford	Rezin A. DeBolt	William S. Holman	William M. Robbins
John Young Brown	Albert G. Egbert	Andrew Humphreys	Miles Ross
Samuel D. Burchard	Benjamin J. Franklin	George A. Jenks	William A. J. Sparks
John B. Clarke	John M. Glover	Charles H. Joyce	William S. Stenger
John B. Clark, jr.	John Goode, jr.	J. Proctor Knott	Adlai E. Stevenson
Francis D. Collins	Andrew H. Hamilton	Hernando D. Money	William Terry.

Those not voting are—

Mr. William B. Anderson	Mr. John H. Baker	Mr. George M. Beebe	Mr. Charles W. Buttz
John C. Bagby	William H. Baker	James B. Belford	George C. Cabell
George A. Bagley	Henry B. Banning	Samuel N. Bell	William P. Caldwell
John H. Bagley, jr.	Lyman K. Bass	James H. Blount	Milton A. Candler

Mr. Joseph G. Cannon	Mr. John Hancock	Mr. John A. McMahon	Mr. Alex. H. Stephens
Nathan T. Carr	Aug. A. Hardenbergh	Henry B. Metcalfe	William H. H. Stowell
Thomas J. Cason	Henry R. Harris	Charles W. Milliken	Thomas Swann
George W. Cate	Julian Hartridge	James Monroe	Frederick H. Tice
Bernard G. Caulfield	Charles Hays	Charles H. Morgan	John R. Tucker
Chester W. Chapin	Abram S. Hewitt	N. Holmes Odell	Jacob Tarney
Hiester Clymer	Goldamith W. Hewitt	James Phelps	Nelson H. Van Vorst
Philp Cook	Benjamin H. Hill	William A. Piper	John T. Wait
Jacob P. Cowan	George F. Hoar	Harris M. Plaisted	Charles C. B. Walker
Samuel S. Cox	James H. Hopkins	Thomas C. Platt	Gilbert C. Walker
William W. Crapo	George G. Hoskins	Earley F. Poppleton	Ansel T. Walling
Lorenzo Crounse	Morton C. Hunter	Allen Potter	William Walsh
Chester B. Darrall	Eppa Hunton	Joseph Powell	Elijah Ward
John M. Davy	Frank H. Hurd	William J. Putman	Levi Warner
George G. Dibrell	Stephen A. Hurlbut	David Rea	Erasmus Wells
Samuel A. Dobbins	Frank Jones	John H. Reagan	William A. Wheeler
Beverly B. Douglas	William D. Kelley	John Robbins	John D. White
George H. Durand	William S. King	Charles B. Roberts	John O. Whitehouse
James L. Evans	Franklin Landers	Milton S. Robinson	Richard H. Whitaz
Charles J. Faulkner	George M. Landers	John S. Savage	Peter D. Wiggin
William H. Felton	Elbridge G. Lapham	Alfred M. Scales	George Willard
David Dudley Field	William M. Levy	John G. Schumaker	William B. Williams
Jesse J. Finley	Burwell B. Lewis	Julius H. Seelye	Benjamin A. Willis
Benoni S. Fuller	Scott Lord	C. H. Sennickson	William W. Wilkstr
Randall L. Gibson	John K. Luttrell	William E. Smith	Benjamin Wilson
Thomas M. Gunter	Henry S. Magoon	Milton I. Southard	Fernando Wood
Eugene Hale	Levi Maish	William M. Sprague	Casey Young
Robert Hamilton	William McFarland	William H. Stanton	

So the rules were suspended and the bill was passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Terry moved that the rules be suspended, so as to enable him to submit, and the House to adopt, the following resolution, viz :

Resolved, That there be paid out of the contingent fund of the House the sum of \$250 to each of the eight messengers employed during the present session in the House post-office, the same being for the months of April, May, and June, 1877, at the rate of \$1,000 per annum each.

And the question being put, the motion was disagreed to, (two-thirds not voting in favor thereof.)

And then,

On motion of Mr. Holman, at 2 o'clock and 35 minutes a. m., (March 4. the House took a recess until 8 o'clock a. m.

AFTER THE RECESS.

(Sunday, March 4, 1877, 8 o'clock a. m.)

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, a joint resolution of the House (H. Res. 195) for printing the report of the Commissioner of Education for the year 1876.

On motion of Mr. Stevenson, by unanimous consent, the bill of the Senate (S. 1010) for the relief of Julius S. Bohrer, master in the United States Navy, was taken from the Speaker's table, read the third time. and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Le Moyné, by unanimous consent, from the Select Committee on Charges Against Members of the Board of Police Commissioners of the District of Columbia, submitted a report in writing; which was ordered to be printed and printed in the Record.

Mr. Henkle, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz :

Resolved, That the Clerk of the House be directed to pay to Thomas Dugan, out of the contingent fund of the House of Representatives, two months' pay, at the rate of \$60 per month, for services rendered as laborer in the Doorkeeper's department.

On motion of Mr. Whitthorne, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of

the bill of the House (H. R. 473) for the relief of Henry S. French, of Nashville, Tennessee, the said bill engrossed, read the third time, and passed.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Roberts, by unanimous consent, from the Committee of Accounts, reported the following resolutions; which were severally read, considered, and agreed to, viz:

Resolved, That there be paid to William Tudge, out of the contingent fund of the House, \$300, in addition to what he has received for his services in the post-office of the House of Representatives, the same making his compensation equal to the other employes in the same service.

Resolved, That the Clerk of this House be, and he is hereby, authorized and directed to pay, out of the contingent fund, to John Douglas, Jeremiah Smith, William H. Hall, Lewis Russell, Charles Carter, James A. Savoy, John H. Shaw, J. Cook Nickens, Washington Powell, Wilson Grice, John Berry, James Hall, Robert Coates, Henry Lewis, D. L. Bruce, and Richard Shaw, each, laborers' pay, at the rate of \$720 per annum, during this session, deducting such sums as may have already been paid them.

Resolved, That the Clerk of the House be, and he is hereby, directed to pay out of the contingent fund the sum of \$240 to William Deegan, a disabled Union soldier, for services under the Doorkeeper for the period of three months ending March 10, 1877, at the rate of \$1,000 per year.

Resolved, That any deficiency in the regular appropriation to pay the employes of this House be paid out of the contingent fund.

Resolved, That the Clerk of the House pay, and he is hereby authorized and directed to pay, out of the contingent fund, to George C. Ellison, Chief Engineer of the House of Representatives, to indemnify him for moneys expended by him and incurred by him in and about certain legal proceedings in defending the title and retaining the possession of certain property belonging to the National Government in his custody as an officer of this House, under and by direction of the officers of this House.

Resolved, That Henry A. Olcott be paid out of the contingent fund of the House the sum of \$3.60 per day for services as messenger in the office of the Clerk of the House, from and including the 1st day of January ultimo, and until otherwise ordered by the House.

Mr. Springer, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, directed to pay to Frank L. Donnelly the sum of \$193.60, out of the contingent fund of the House, for services as messenger during the present session.

On motion of Mr. Strait, by unanimous consent, the Committee of the Whole House was discharged from the further consideration of the bill of the Senate (S. 709) for the relief of Hans C. Petersen, read the third time, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Robert B. Vance, by unanimous consent, from the Committee on Patents, to which was referred the bill of the Senate (S. 917) to enable Erastus T. Bussell, of Indianapolis, Indiana, to make application to the Commissioner of Patents for extension of letters-patent for a "combined rubber and spiral steel spring," reported the same without amendment.

Ordered, That the bill be read a third time.

The bill was accordingly read the third time and passed.

Ordered, That the Clerk acquaint the Senate therewith.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House (H. R. 2043) in relation to dower in the District of Columbia.

The Senate have passed, without amendment, a bill of the House of the following title, viz:

H. R. 4397. An act for the relief of Francis M. Strong and Thomas Ross.

The Senate further insist on their amendments to the bill of the House (H. R. 4691) (Army appropriations) disagreed to by the House of Representatives, agree to the further conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Blaine, Mr. Allison, and Mr. Withers the managers at the said conference on the part of the Senate.

Mr. Scales, by unanimous consent, from the Committee on Indian Affairs, reported the bill (H. R. 4707) to transfer to the Secretary of the Treasury all stocks and evidences of indebtedness due and held in trust by the Secretary of the Interior on account of the Creek orphans' fund, accompanied by a report in writing thereon.

Ordered, That the bill be read twice and, with the report, be printed and recommitteed to the said committee.

The Speaker, by unanimous consent, laid before the House the following resolution, heretofore received from the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring), That 1,500 copies of the report of the monetary commission created by joint resolution of August 15, 1876, together with the accompanying evidence and documents, be printed for the use of the Senate, and 3,500 copies for the use of the House of Representatives.

On motion of Mr. John L. Vance, the said resolution was concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Finley, by unanimous consent, presented a concurrent resolution of the legislature of the State of Florida in relation to the counting of the electoral vote; which was ordered to be printed in the Record and laid on the table.

On motion of Mr. Tarbox, by unanimous consent, the bill of the House (H. R. 186) to provide for compensation to the owners of certain lands ceded by the United States to Great Britain in and by the treaty of Washington of July 9, 1842, with amendments of the Senate thereto, was taken from the Speaker's table and the said amendments concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

And then,

On motion of Mr. Holman, as amended by the motion of Mr. Knott, the House, at 8 o'clock and 35 minutes a. m., took a recess until 9 o'clock and 30 minutes a. m., (March 4.)

AFTER THE RECESS.

(Sunday, March 4, 1877—9 o'clock and 30 minutes a. m.)

Mr. Banks, by unanimous consent, submitted the following resolution: which was read, considered, and unanimously agreed to, viz:

Resolved, That the thanks of this House be, and hereby are, tendered to Hon. Samuel J. Randall, Speaker, for the prompt, efficient, and impartial discharge of the duties of his office during the present arduous and important session of the Forty-fourth Congress.

A message from the Senate, by Mr. Sympson, one of their clerks :

Mr. Speaker : The Senate have passed, without amendment, bills and a joint resolution of the House of the following titles, viz :

H. R. 183. An act granting an increase of pension to John E. Wunderling, late private in the Thirty-third Regiment New York Volunteer Infantry ;

H. R. 545. An act for the relief of James A. Jackson and others, securities of G. R. Norton, late postmaster at Monticello, Arkansas ;

H. R. 1245. An act granting a pension to James W. Thompson, late of Company H, Forty-seventh Illinois Volunteers ;

H. R. 1288. An act granting a pension to Jonathan Roberts, of Marietta, Iowa ;

H. R. 1566. An act granting a pension to Elizabeth D. Stoner ;

H. R. 3277. An act granting a pension to Kate Louise Roy ; and

H. Res. 161. Joint resolution authorizing the Secretary of State to publish the history of the several surveys and scientific expeditions by the United States during the present century.

The Senate have passed bills of the following titles, viz :

S. 1289. An act for the relief of E. N. Horsford ; and

S. 844. An act for the relief of Nathaniel P. Harbin, of Georgia ;
in which I am directed to ask the concurrence of the House of Representatives.

The Senate have appointed Mr. Hereford a manager on the part of the Senate at the conference on the disagreeing votes of the two houses on the amendments of the House to the bill of the Senate (S. 471) changing the times of holding terms of the district court for the district of West Virginia, in place of Mr. Caperton, deceased.

The Senate have agreed to the report of the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4680, (sundry civil appropriations.)

The Senate have passed, without amendment, bills of the House of the following titles, viz :

H. R. 1200. An act for the relief of Almont Barnes.

H. R. 1479. An act granting a pension to Dalton Hindman.

H. R. 1995. An act granting a pension to Charles H. Bugbee, late a private in Company A, Third Vermont Volunteers.

H. R. 2237. An act granting a pension to Anson K. Young.

H. R. 3282. An act granting a pension to Sarah McCovey.

H. R. 3989. An act for the relief of Catherine and Sophia Germain.

The Senate have passed a bill of the following title, viz :

S. 1250. An act for the relief of Willis L. Faulk ;
in which I am directed to ask the concurrence of the House of Representatives.

Mr. Poppleton, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles :

H. R. 3628. An act establishing post-roads, and for other purposes ;

H. R. 4433. An act making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871 ; and

H. R. 545. An act for the relief of James A. Jackson and others, securities of G. R. Horton, late postmaster at Monticello, Arkansas.

Mr. John H. Baker, from the same committee, reported that the committee had examined and found truly enrolled bills of the Senate of the following titles, viz :

- S. 35. An act equalizing pensions of certain officers in the Navy;
 S. 210. An act granting a pension to Austin R. Mills;
 S. 407. An act to authorize the restoration of George A. Armes to the rank of captain;
 S. 535. An act granting a pension to Arinstead Goodlow;
 S. 539. An act to provide for an increase of pension in favor of Martin Kelly;
 S. 599. An act granting a pension to Catherine A. Winslow, widow of the late Rear-Admiral John A. Winslow;
 S. 735. An act granting a pension to Martha Irwin, widow of John Irwin;
 S. 737. An act granting a pension to Harrison H. Dodds;
 S. 750. An act granting a pension to T. B. Murdock;
 S. 767. An act granting a pension to Theodore Gardner;
 S. 792. An act granting a pension to Peter Harder;
 S. 803. An act to repeal an act granting a pension to Mary H. Bartlett, approved January 28, 1873;
 S. 813. An act granting an increase of pension to Laurence P. N. Landrum;
 S. 816. An act granting a pension to Laura M. Knowlton;
 S. 832. An act to increase the pension to Helen M. Stansbury;
 S. 882. An act granting a pension to Stillman E. Dix, of Hampton, Virginia;
 S. 883. An act granting a pension to William H. Oliver, of Sweetwater, Tennessee;
 S. 980. An act granting a pension to Irena Garrett;
 S. 1118. An act granting a pension to Mrs. Amy King;
 S. 1123. An act granting a pension to Marsilvia F. Woodard, mother of George R. Woodard; and
 S. 1152. An act granting a pension to Amasa J. Finch;
 When

The Speaker signed the said bills.

Mr. Atkins, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4691, (Army appropriations,) reported that the committee were unable to agree.

And then,

On motion of Mr. Atkins,

Ordered, That the House further insist on its disagreement to the amendments of the Senate to the said bill, and ask a further conference with the Senate on the disagreeing votes of the two houses thereon.

Ordered, That Mr. Atkins, Mr. Morrison, and Mr. Foster be the managers at the said conference on the part of the House.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Holman, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4680, (sundry civil appropriations,) submitted the following report; which was read, considered, and agreed to, viz:

The committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill (H. R. 4680) making appropriations for the sundry civil expenses of the Government for the year ending June 30, 1878, having met, after full and free conference, have agreed to recommend, and do recommend, to their respective houses as follows:

That the Senate recede from their amendments numbered 2, 5, 8, 9, 10, 13, 17, 19, 20, 21, 22, 23, 28, 36, 41, 43, 46, 47, 48, 49, 51, 53, 56, 59, 68, 73, 75, 79, 84, 85, 96, 110, and 118.

That the House recede from its disagreement to the amendments of the Senate numbered 3, 4, 6, 12, 14, 15, 16, 24, 25, 26, 27, 31, 32, 33, 34, 35, 37, 40, 44, 57, 65, 69, 70, 71, 76, 78, 80, 81, 82, 83, 86, 87, 89, 90, 91, 93, 94, 95, 97, 99, 100, 104, 113, 114, 116, 120, 125, 127, 128, and 129, and agree to the same.

That the House recede from its disagreement to the amendment numbered 1, and agree to the same, with an amendment as follows: In lieu of the sum proposed insert *one thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 7, and agree to the same, with an amendment as follows: In lieu of the sum proposed insert *two million six hundred and fifty thousand dollars*; and in line 22, page 4 of the bill, after the word "engineers," insert *cadets*; and in line 1, page 5, after the word "departments," insert *instruction of cadets*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 11, and agree to the same with an amendment as follows: Strike out all after the paragraph proposed to be inserted, and insert in lieu thereof, *For the general purposes of the District of Columbia, to be expended by the Commissioners of said District, two hundred and fifty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 18, and agree to the same with an amendment as follows: Strike out "nineteen," and insert in lieu thereof *eighteen*; and strike out "five hundred;" and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 29 and 30, and agree to the same with amendments respectively as follows: In lieu of the sum proposed by 29, insert *three hundred thousand dollars*; and in amendment numbered 30, strike out in line 9, page 11 of the bill, the word "thirteen," and insert in lieu thereof the word *sixteen*; and in the same line, after the word "timbered," insert *and mountainous*; and after the word "mile," in line 10, add *and for township-lines not exceeding fourteen dollars, and for section-lines not exceeding ten dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 38, and agree to the same with an amendment as follows: Strike out all inserted by said amendment and strike out the amended paragraph and substitute therefor the following: *For the Freedmen's Hospital and Asylum in Washington, District of Columbia, namely: For subsistence, eighteen thousand dollars; salaries and compensation as follows: surgeon, one thousand four hundred dollars; one surgeon and dispensary clerk, one thousand two hundred dollars; engineer, seven hundred and twenty dollars; matron, two hundred and sixteen dollars; nurses and cooks, one thousand eight hundred dollars; fuel and light, three thousand dollars; clothing, three thousand five hundred dollars; rent of hospital building, two thousand dollars; medicines and medical supplies, two thousand five hundred dollars; and miscellaneous expenses, five thousand one hundred and sixty-four dollars; in all, forty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 39, and agree to the same with an amendment as follows: Strike out "twenty-five" and insert *eighteen*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 42, and agree to the same with an amendment as follows: Strike out "two" and insert in lieu thereof *one*; and strike out "five hundred;" and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 45, and agree to the same with an amendment as follows: Strike out "one hundred" and insert in lieu thereof *fifty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 150, and agree to the same with an amendment as follows: Strike out "one hundred" and insert in lieu thereof *seventy-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 52, 54, 55, and 58, and agree to the same with amendments respectively as follows: In 52, strike out "fifty" and insert *thirty*; in 54, strike out "fifty" and insert *thirty*; in 55, strike out "one hundred" and insert *fifty*; in 58, strike out "one hundred" and insert *fifty*: and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 60, 61, 62, and 63, and agree to the same with amendments respectively as follows: In 60, strike out "fifty" and insert *thirty*; in 61, strike out "eighty" and insert *sixty*; in 62, strike out "fifty" and insert *forty*; in 63, add at the end of the paragraph, *to be immediately available*: and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 64, and agree to the same with an amendment as follows: Restore that portion of the paragraph proposed to be stricken out; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 66 and 67, and agree to the same, with amendments in effect respectively as follows: In lieu of the sum proposed by 66 insert *two hundred and fifty thousand dollars*; in lieu of the sum proposed by 67 insert *one hundred and fifty thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 72 and 74, and agree to the same with amendments respectively as follows: In 72, strike out the word "two" and insert *five hundred*; and in 74, strike out "one hundred" and insert *seventy-five*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 77, and agree to the same with an amendment as follows: Strike out "Daniel" and insert *Darrall*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 88, 92, and 98, and agree to the same with amendments respectively as follows: Strike out in 88, line 5, "eighteen hundred and seventy-seven," and insert in lieu thereof *at the present session of Congress*; and in 92, in line 1, strike out "five" and insert *three*, and in lines 8 and 9 strike out "twenty-five" and insert *eighteen*; and in 98, strike out in line 7 "two" and insert *one*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 101 and 102, and agree to the same with amendments respectively as follows: In 101, add at the end of the amendment *and the Chicago, Rock Island and Pacific Railroad Company is required to refund to the Treasury of the United States one-half of the said sum, and the Secretary of the Treasury is hereby directed to enforce this condition*; and in lieu of the sum proposed by 102 insert *sixty-five thousand dollars*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 103, 105, and 106, and agree to the same with amendments respectively as follows: In 103, strike out "eighty" and insert *fifty*; in

105, strike out "twenty-five" and insert *ten*; and in 106, strike out in line 3 "hereafter," and at the end of the paragraph insert *prior to the first of February, eighteen hundred and seventy-eight*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 107, 108, 109, 111, and 112, and agree to the same with amendments respectively as follows: In 107, strike out "five" and insert *four*; in 108, in lieu of the sum proposed, substitute *one thousand five hundred*; and in 109, in lieu of the sum proposed, insert *one thousand five hundred*; and in 111, strike out "three" and insert *two*; and in 112, strike out "six" and insert *four*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 115, 117, and 119, and agree to the same with amendments respectively as follows: In 115, strike out "thirty" and insert *twenty*; in 117, strike out "five" and insert *four*; and in lieu of the sum proposed by 119 substitute *twenty-two thousand five hundred*; and the Senate agree to the same.

That the House recede from its disagreement to the amendments numbered 121 and 122, and agree to the same with amendments respectively as follows: In 121, strike out "twenty" and insert *fifteen*; and in 122, strike out "forty" and insert *twenty*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 123, and agree to the same with amendments as follows: Strike out "three hundred" and insert *two hundred and fifty*; and strike out "two hundred" and insert *one hundred*; and the Senate agree to the same.

That the House recede from its disagreement to the amendment numbered 126, and agree to the same with an amendment as follows: In lieu of the sum proposed insert *two thousand five hundred*; and the Senate agree to the same.

WILLIAM S. HOLMAN,
JOHN R. EDEN,
HENRY WALDRON,
Managers on the part of the House.
WILLIAM WINDOM,
WILLIAM A. WALLACE,
Managers on the part of the Senate.

Mr. Holman moved to reconsider the vote last taken, and also moved that the motion to reconsider be laid on the table; which latter motion was agreed to.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. Mutchler (the rules having been suspended for that purpose) submitted the following resolutions; which were read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be directed to pay out of the contingent fund of the House to the several clerks of the House committees who are paid during the session only a sum equal to one month's salary as extra compensation.

Resolved, That the Clerk of the House be, and he is hereby, directed to pay to the laborers on extra roll of the Doorkeeper of the House their salary in full for the month of March out of the fund already appropriated for that purpose.

Resolved, That the sum of \$3.60 per day during the present session be paid out of the contingent fund of the House to Patrick Doran for

services rendered by him as messenger to the Committee on Agriculture and other committees that have occupied the room of the said committee.

Mr. Fort, by unanimous consent, submitted the following resolution: which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay to the clerk of the Committee of Accounts, for clerical services to be rendered during the coming recess, a sum equal to one month's salary, in addition to whatever may now be ordered by law for committee-clerks, the same to be paid out of the contingent fund of the House.

Mr. Benjamin Wilson, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That there be paid out of the contingent fund of the House of Representatives to Nathaniel S. Clark, for services rendered as messenger under the Doorkeeper of the House, from September 1 to December 4, 1876, at the rate of \$3.60 per day.

Mr. Singleton, from the committee of conference on the disagreeing votes of the two houses on the amendments of the House to the bill of the Senate (S. 731) to limit and fix the Signal-Service, reported that the committee were unable to agree.

On motion of Mr. Throckmorton, the rules were suspended, (two-thirds voting in favor thereof,) the bill of the Senate (S. 1111) for the relief of Thomas E. Maley, was taken from the Speaker's table, read three times, and passed.

Ordered, That the Clerk acquaint the Senate therewith.

A message from the Senate, by Mr. Sympson, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 1082. An act for the relief of Henry M. Meade, late paymaster in the United States Navy.

H. R. 2386. An act for the relief of Moses F. Carleton, late second lieutenant of Company I, Fourth Michigan Infantry Volunteers.

The Senate have passed a bill of the House of the following title, viz:

H. R. 3483. An act to restore John Pulford, lieutenant colonel United States Army, (retired,) to his former rank on the retired-list; with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

The Senate further insist on their amendments to the bill of the House H. R. 4691, (Army appropriations,) agree to the further conference asked by the House on the disagreeing votes of the two houses thereon, and have appointed Mr. Blaine, Mr. Allison, and Mr. Wallace the managers at the said conference on the part of the Senate.

Mr. John Reilly, by unanimous consent, from the Committee on Military Affairs, reported a bill (H. R. 4708) for the relief of the sureties of Samuel M. Reynolds, late additional paymaster of United States volunteers.

Ordered, That the said bill be read twice; and, with the accompanying report, be committed to the Committee of the Whole House and printed.

Under the previous order of the House, authorizing adverse reports upon bills and petitions to be handed in at the Clerk's desk, reports were made as follows:

By Mr. John Reilly, from the Committee on Military Affairs: A petition of the heirs of Benjamin Moore.

Also, a bill (H. R. 976) authorizing the Secretary of War to deliver to the city of Port Huron, Michigan, certain condemned cannon and balls for a soldiers' monument in Lakeside Cemetery.

Also, a bill (H. R. 4316) donating condemned ordnance to Post 8, Grand Army of the Republic, Brattleborough, Vermont.

By Mr. Banning, from the same committee: A petition of Benjamin Penny.

Also, a bill (H. R. 842) for the relief of John H. Ferry, late captain and assistant quartermaster of volunteers.

By Mr. Alpheus S. Williams, from the same committee: A bill (H. R. 567) granting relief to Leverett H. Town.

Also, a bill (H. R. 1746) authorizing the Secretary of War to correct an Army officer's record.

Also, a bill (H. R. 2214) removing from the records of the War Department, in the office of the Adjutant-General, the charge of desertion standing against the name of Francis M. Strickland, of Company E, Twenty-sixth Indiana Volunteers.

Also, a bill (H. R. 3347) making an appropriation for the construction of a military post near the Ute Indian reservation in Colorado Territory.

Also, a bill (H. R. 3008) to provide for the construction of military roads in the Territory of Arizona.

By Mr. Strait, from the same committee: A bill (H. R. 3070) for the relief of Christopher W. Robertson.

Also, a bill (H. R. 2765) for the relief of John T. Castle, first lieutenant Company B, Forty-sixth Regiment Indiana Volunteer Infantry.

Also, a bill (H. R. 2721) for the relief of John Hoffman.

Also, a bill (H. R. 3977) for the relief of Henry Freeman, late a veteran soldier.

Also, a bill (H. R. 1116) for the relief of the heirs of George Fisher.

Also, petitions of George L. Maloney, Jacob C. Hartmann, Mary Thornhill, Alexander M. Viunedge, John M. Goodhue, Isaac R. Sutton, and Mrs. Allamirah Bronson.

By Mr. Benjamin W. Harris, from the Committee on Naval Affairs: The petition of Mrs. General Van Cort.

Also, a bill (H. R. 2903) for the relief of James H. Linn, late acting first assistant engineer in charge of the Mississippi squadron, United States Navy.

The said bills and petitions were ordered to lie on the table and the accompanying reports to be printed.

By Mr. O'Brien, from the Committee on Coinage, Weights, and Measures: A bill (H. R. 87) to establish a mint for the coinage of gold and silver at Saint Louis, in the State of Missouri.

Also, a bill (H. R. 173) to establish a branch mint of the United States at Omaha, in the State of Nebraska.

Also, a bill (H. R. 244) to establish a branch of the mint of the United States at Cincinnati, Ohio.

Also, a bill (H. R. 275) to establish a branch of the mint of the United States at Saint Louis, Missouri.

Also, a bill (H. R. 397) to establish a coinage department in the United States assay-office in the city of New York.

Also, a bill (H. R. 657) to provide for coinage at the branch mint at Denver, Colorado.

Also, a bill (H. R. 816) to establish a mint at Columbus in the State of Ohio.

Also, a bill (H. R. 907) to establish a mint for the coinage of gold and silver at Chicago, Illinois.

Also, a bill (H. R. 1254) to provide for the establishment of a branch mint of the United States at the city of Kansas, in the State of Missouri.

Also, a bill (H. R. 2683) to establish an assay-office at New Orleans, Louisiana.

The said bills were ordered to lie on the table.

Mr. House moved that the rules be suspended, so as to take from the Speaker's table the bill of the Senate (S. 811) for the relief of Perez Dickerson, the surviving partner of James Cowan, deceased, heretofore trading and doing business under the firm-name and style of Cowan & Dickerson, of Knoxville, Tennessee, and pass the said bill.

And the question being put,

It was decided in the affirmative,	{	Yeas	142
		Nays	62
		Not voting	82

(two-thirds voting in favor thereof.)

The yeas and nays being desired by one fifth of the members present.

Those who voted in the affirmative are—

Mr. John C. Bagby	Mr. James L. Evans	Mr. Lafayette Lane	Mr. Horace B. Stearns
John H. Bagley, Jr.	William H. Felton	Elbridge G. Lapham	William S. Stearns
Latimer W. Ballou	Jesse J. Finley	John K. Luttrell	William H. Stearns
Nathaniel P. Banks	William H. Forney	John R. Lynch	William Terry
Jos. C. S. Blackburn	Greenbury L. Fort	C. D. MacDougall	Philip F. Thomas
Richard P. Bland	Chapman Freeman	James W. McDill	Jacob M. Thomas
Archibald M. Bliss	William P. Frye	Roger Q. Mills	J. W. Thomas
James H. Blount	James A. Garfield	Hernando D. Money	Martin I. Town
Andrew R. Boone	Lucien C. Gause	Charles E. Nash	Washington F. Town
John M. Bright	Randall L. Gibson	Nelson I. Norton	John R. Tucker
Aylett H. Buckner	John M. Glover	William J. O'Brien	John Q. Tufts
George C. Cabell	John Goode, Jr.	N. Holmes O'Neil	John L. Vance
John H. Caldwell	John Hancock	Addison Oliver	Robert R. Vance
William P. Caldwell	Jere Haralson	Charles O'Neil	Alfred M. Vance
Milton A. Candler	Benjamin W. Harris	Horace F. Page	John T. Vance
Thomas J. Casco	Henry R. Harris	Henry B. Payne	Alexander S. Vance
Bernard G. Caulfield	John T. Harris	Henry L. Peice	John W. Vance
Simeon B. Chittenden	Julian Hartridge	Thomas C. Platt	William W. Vance
John B. Clarke	Robert A. Hatcher	Joseph H. Rainey	Henry Waters
Hester Clymer	Henry H. Hathorn	John H. Reagan	Erastus Wells
Omar D. Conger	George W. Hendee	John Reilly	G. Wiley Wells
Philip Cook	Thomas J. Henderson	Haywood Y. Riddle	Richard H. Wells
Samuel S. Cox	Eli J. Henkle	William M. Robbins	W. C. Whittier
William W. Crapo	George F. Hoar	Milton S. Robinson	Peter D. Wicks
Lorenzo Danford	Solomon L. Hoge	Sobieski Ross	Andrew W. Wicks
Chester B. Darrall	Charles E. Hooker	Jeremiah M. Rusk	Alpheus S. Wicks
Joseph J. Davis	John F. House	Ezekiel S. Sampson	James W. Wicks
John M. Davy	Jay A. Hubbell	Alfred M. Seales	Jere N. Wicks
Dudley C. Denison	Eppa Hunton	Julius H. Seelye	William R. Wicks
Samuel A. Dobbins	Stephen A. Hurlbut	Otho R. Singleton	Benjamin A. Wicks
Beverly B. Douglas	John A. Hyman	C. H. Sinnickson	William W. Wicks
Mark H. Dunnell	Thomas L. Jones	William F. Slemons	William W. Wicks
Milton J. Durham	John A. Kasson	Robert Smalls	L. D. Woodard
Benjamin T. Eames	William D. Kelley	A. Herr Smith	Jesse J. Young
Albert G. Egbert	Alanson M. Kimball	William E. Smith	Casey Young
E. John Ellis	Lucius Q. C. Lamar		

Those who voted in the negative are—

Mr. Lucien L. Answorth	Mr. Aug. A. Hardenbergh	Mr. L. A. Mackey	Mr. John Robbins
George M. Beebe	Carter H. Harrison	Levi M. Mack	Miles Ross
Samuel N. Bell	William Hartzell	Edwin R. Meade	John S. Sarge
Tarl Bradford	William S. Haymond	Samuel F. Miller	Milton I. Sargent
Horatio C. Burchard	William S. Holman	Charles H. Morgan	William J. Sargent
John H. Burleigh	James H. Hopkins	William Mutchler	Adlai E. Stevenson
Nathan T. Carr	George G. Hoskins	Lawrence T. Neal	John K. Taylor
John B. Clark, Jr.	Andrew Humphreys	Jeptha D. New	Frederick H. Taylor
Alex. G. Cochran	Morton C. Hunter	John F. Phillips	Charles P. Thomas
Francis D. Collins	George A. Jenks	William A. Phillips	Jacob Turner
David B. Culbertson	Charles H. Joyce	Harris M. Plaisted	Amel T. Walker
Augustus W. Cutler	Edward C. Kehr	Earley F. Poppleton	William Walsh
Rezin A. DeBolt	Franklin Landers	Allen Potter	Levi Warner
Benjamin J. Franklin	George M. Landers	Joseph Powell	Scott Wike
John R. Goodin	William Lawrence	James B. Kelly	Benjamin Wiles
Andrew H. Hamilton	J. V. Le Moine	Americus V. Rice	Alan Wood Jr.
Robert Hamilton	William P. Lynde		

Those not voting are—

Mr. Josiah G. Abbott	Mr. Chester W. Chapin	Mr. E. W. Leavenworth	Mr. Gustave Schleicher
Charles H. Adams	Jacob P. Cowan	William M. Levy	John G. Schumaker
William B. Anderson	Lorenzo Crouse	Burwell B. Lewis	James Sheakley
Thomas S. Ashe	George G. Dibrell	Scott Lord	William M. Springer
John D. C. Atkins	George H. Durand	Henry S. Magoon	William H. Stanton
George A. Bagley	John K. Eden	George W. McCrary	Alex. H. Stephens
John H. Baker	Charles J. Faulkner	William McFarland	William H. Stowell
William H. Baker	David Dudley Field	John A. McMahon	Thomas Swann
Henry B. Banning	Edwin Flye	Henry B. Metcalfe	Nelson H. Van Vorhes
Lyman K. Bass	Charles Foster	Charles W. Milliken	Henry Waldron
James B. Belford	Benoni S. Fuller	James Monroe	Charles C. B. Walker
Henry W. Blair	Thomas M. Gunter	William R. Morrison	Gilbert C. Walker
Nathan B. Bradley	Eugene Hale	John B. Packer	Elijah Ward
John Young Brown	Charles Hays	James Phelps	William A. Wheeler
William R. Brown	Abram S. Hewitt	William A. Piper	John D. White
Samuel D. Burchard	Goldsmith W. Hewitt	Henry O. Pratt	John O. Whitehouse
Charles W. Buttz	Benjamin H. Hill	William J. Farman	George Willard
Alexander Campbell	Frank H. Hurd	David Rea	Charles G. Williams
Joseph G. Cannon	Frank Jones	Charles B. Roberts	James Wilson
Lucien B. Caswell	William S. King	Milton Saylor	Fernando Wood.
George W. Cate	J. Proctor Knott		

So the rules were suspended and the bill was passed.

Ordered, That the Clerk acquaint the Senate therewith.

On motion of Mr. Crouse, by unanimous consent, the Committee on the Public Lands was discharged from the further consideration of the bill of the House (H. R. 3002) for the relief of settlers on certain lands in the State of California, and the same was laid on the table.

Ordered, That the accompanying report be printed.

Mr. James Wilson, from the Committee on Rules, reported the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the questions of order decided in the House of Representatives, compiled by the journal-clerk, under the resolution of August 1876, be printed and indexed, under the direction of the journal-clerk, for the use of the Committee on Rules.

Mr. Cox, by unanimous consent, submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That members of the Forty-fourth Congress be entitled to one copy each of the Revised Statutes of the United States, the same as members of the Forty-third Congress.

Mr. John L. Vance, from the Committee on Printing, to which was referred the following resolution of the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring,) That the commission to inquire into the change which has taken place in the relative value of gold and silver and the causes thereof, the policy of restoring the double standard in this country and of continuing greenbacks concurrently with the metallic standard, may report on or before the 15th of February, 1877, instead of on or before the 15th of January, 1877;

reported the same without amendment.

The said resolution was concurred in.

Ordered, That the Clerk acquaint the Senate therewith.

Mr. John L. Vance (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved by the House of Representatives, (the Senate concurring,) That there be printed 10,000 copies of the proceedings of the Electoral Commission, embracing all of the said proceedings and arguments and briefs of counsel, together with the proceedings of the joint convention regarding all the State returns which were submitted to said commission; 7,500 copies for the use of the House of Representatives and 2,500 copies for the use of the Senate.

Ordered, That the Clerk request the concurrence of the Senate therein.

Mr. Caulfield (the rules having been suspended for that purpose) submitted the following resolution; which was read, considered, and agreed to, viz:

Resolved, That the Clerk of the House be, and he is hereby, authorized and directed to pay out of the contingent fund of the House, at the rate of \$6 per day from July 1 to August 31, 1876, inclusive, to the clerks of the twenty-one committees designated by the Committee of Accounts as the committees for the payments of clerks to which provision was made in the act of Congress approved August 15, 1876, entitled "An act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1877, and for other purposes," deducting therefrom any amount which the clerks of said committees respectively may have heretofore received during the time named.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the Senate of the following titles:

S. 667. An act for the relief of William Wheeler Hubbell, and to make just compensation for the past making, or use, or vending of his patent explosive-shell fuses and percussion-exploders by the United States;

S. 709. An act for the relief of Hans C. Petersen;

S. 917. An act to enable Erastus T. Bussell, of Indianapolis, Indiana, to make application to the Commissioner of Patents for extension of letters-patent for a "combined rubber and spiral steel spring;"

S. 920. An act to authorize Louis Petoskey, of Michigan, to enter a certain tract of land which embraces his home and improvements;

S. 949. An act for the relief of A. M. Garoutte, late captain and assistant quartermaster United States Army;

S. 1010. An act for the relief of Julius S. Bohrer, master in the United States Navy;

S. 1127. An act for the relief of J. B. McCullough;

S. 1292. An act to remove the political disabilities of John M. Hader, of Galveston, Texas;

S. 1293. An act to remove the political disabilities of Theophilus H. Holmes, of North Carolina; and

S. 1111. An act for the relief of Thomas E. Maley.

Mr. John H. Baker, from the same committee, reported that the committee had examined and found truly enrolled bills of the House of the following titles:

H. R. 1200. An act for the relief of Almont Barnes.

H. R. 4187. An act making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes.

Mr. Andrew H. Hamilton, from the same committee, reported that the committee had examined and found truly enrolled a bill of the House of the following title:

H. R. 4397. An act for the relief of Francis M. Strong and Thomas Ross;

When

The Speaker signed the said bills.

A message from the Senate, by Mr. Sympton, one of their clerks:

Mr. Speaker: The Senate have passed, without amendment, bills of the House of the following titles, viz:

H. R. 473. An act for the relief of Henry L. French, of Nashville, Tennessee;

H. R. 2867. An act to amend section 2958 of the Revised Statutes; and

H. R. 4076. An act granting a pension to Apoline A. Blair.

The Senate have agreed to the resolution of the House to print 10,000 copies of the proceedings of the Electoral Commission.

The President of the United States has notified the Senate that he did, on the 1st instant, approve and sign a bill of the Senate of the following title, viz :

S. 805. An act relating to indemnity school selections in the State of California.

Also, that he did, on the 2d instant, approve and sign bills of the Senate of the following titles, viz :

S. 1216. An act to provide for the preparation and publication of a new edition of the Revised Statutes of the United States ;

S. 1276. An act to remove the political disabilities of W. F. Carrington, of Virginia ;

S. 1272. An act to remove the political disabilities of William Butler, of South Carolina ;

S. 1096. An act to remove the political disabilities of R. G. Gatlin, of Arkansas ;

S. 1274. An act to remove the political disabilities of S. P. Moore, M. D., a citizen of Virginia ;

S. 915. An act to remove the political disabilities of D. H. Hill, of North Carolina ;

S. 1203. An act to remove the political disabilities of M. L. Bonham, of South Carolina ;

S. 1278. An act to remove the political disabilities of John S. Marmaduke ;

S. 1285. An act to remove the political disabilities of J. L. M. Curry, of Virginia ;

S. 1277. An act to remove the political disabilities of Catesby ap R. Jones, of Alabama ;

S. 1136. An act to remove the political disabilities of Wade H. Gibbes, of South Carolina ; and

S. 1273. An act to remove the political disabilities of William R. Jones, of Texas.

Also, that he did, on the 3d instant, approve and sign bills and joint resolutions of the Senate of the following titles, viz :

S. 1010. An act for the relief of Julius S. Bohrer, master in the United States Navy ;

S. 539. An act to provide for an increase of pension in favor of Martin Kelly ;

S. 735. An act granting a pension to Martha Irwin, widow of John Irwin ;

S. 920. An act to authorize Louis Petoskey, of Michigan to enter a certain tract of land which embraces his home and improvements ;

S. 949. An act for the relief of A. M. Garoutte, late captain and assistant quartermaster, United States Army ;

S. 750. An act granting a pension to T. B. Murdock ;

S. 35. An act equalizing pensions of certain officers in the Navy ;

S. 599. An act granting a pension to Catharine A. Winslow, widow of the late Rear-Admiral John A. Winslow ;

S. 709. An act for the relief of Hans C. Peterson ;

S. 210. An act granting a pension to Austin R. Mills ;

S. 535. An act granting a pension to Armstead Goodlow ;

S. 1152. An act granting a pension to Amasa J. Finch ;

S. 816. An act granting a pension to Laura M. Knowlton ;

S. 767. An act granting a pension to Theodore Gardner ;

S. 833. An act granting a pension to William H. Oliver, of Sweetwater, Tennessee;

S. 792. An act granting a pension to Peter Harder;

S. 813. An act granting an increase of pension to Laurence P. N. Landrum;

S. 1292. An act to remove the political disabilities of John M. Haden, of Galveston, Texas;

S. 882. An act granting a pension to Stillman E. Dix, of Hampton, Virginia;

S. 832. An act to increase the pension of Helen M. Stansbury;

S. 737. An act granting a pension to Harrison H. Dodds;

S. 980. An act granting a pension to Irena Garrett;

S. 803. An act to repeal an act granting a pension to Mary H. Bartlett, approved January 28, 1873;

S. 1123. An act granting a pension to Marsilvia F. Woodard, mother of George R. Woodard;

S. 628. An act for the relief of John J. Anderson, surviving copartner of the firm of Anderson & White;

S. 931. An act for the relief of H. H. Mathis, of Arkansas;

S. 1111. An act for the relief of Thomas E. Maley;

S. 917. An act to enable Erastus T. Bussell, of Indianapolis, Indiana, to make application to the Commissioner of Patents for extension of letters-patent for a combined rubber and spiral steel spring;

S. 189. An act placing the name of C. G. Freudenberg upon the retired-list of the United States Army;

S. 1118. An act granting a pension to Mrs. Amy King;

S. 667. An act for the relief of William Wheeler Hubbell, and to make just compensation for the past making, or use, or vending of his patent explosive-shell fuses and percussion-exploders by the United States;

S. 1293. An act to remove the political disabilities of Theophilus H. Holmes, of North Carolina;

S. 1127. An act for the relief of J. B. McCullough;

S. 875. An act for the relief of W. H. Woodward, of Indianola, Texas;

S. 1243. An act to repeal the statute forbidding appointments and promotions in the staff of the Army;

S. 286. An act for the relief of W. S. McComb, of the State of Georgia;

S. 1019. An act to provide for a reprint of the resolves, ordinances, and acts passed by the Continental Congress and the Congress of the Confederation;

S. 1238. An act making an appropriation for the expenses of the Electoral Commission;

S. R. 32. Joint resolution providing for the renunciation of the naturalization of Frederick Hinkel;

S. 259. An act for the benefit of the Louisville Baptist Orphans' Home;

S. 470. An act for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry;

S. R. 30. Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms, approved July 3, 1876;

S. 1001. An act to provide for the disposition of Fort Dallas military reservation;

S. 36. An act amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States and become disabled;

S. 1288. An act to remove the political disabilities of P. J. Quattlebaum, of Georgia;

- S. 1260. An act granting a pension to Edmund H. Cobb;
- S. 1259. An act granting a pension to Daniel Houlihan;
- S. 734. An act for the relief of William Jasper Cordill;
- S. 177. An act to authorize the Secretary of War to open and re-adjust the settlement made by the United States Government with the Western and Atlantic Railroad of Georgia;
- S. 1163. An act for the relief of settlers on the public lands under the pre-emption laws;
- S. 855. An act making appropriation to pay the claim of Benjamin Fenton and D. W. Fenton;
- S. 1255. An act for the relief of Henry Voelter;
- S. 1200. An act to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, inspector-general in the United States Army;
- S. 1197. An act for the relief of Eli Teegarden;
- S. 1183. An act granting a pension to Harriet Moss;
- S. 1122. An act to secure the rights of settlers upon certain railroad-lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866;
- S. 1116. An act granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment Kansas State Militia;
- S. 1083. An act to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872;
- S. 1225. An act to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead-entries;
- S. 1034. An act for the relief of Louis Rose;
- S. 1063. An act for the relief of certain settlers on the public lands;
- S. 830. An act for the relief of Joseph W. Parish; and
- S. 1071. An act for the relief of H. E. Woodhouse & Co. of Brownsville, Texas.

Mr. Henry R. Harris, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills of the following titles, viz:

- H. R. 186. An act to provide for compensation to the owners of certain lands ceded by the United States to Great Britain in and by the treaty of Washington, July 9, 1872;
- H. R. 4076. An act granting a pension to Apoline A. Blair; and
- H. R. 4680. An act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1878, and for other purposes;

When

The Speaker signed the same.

A message from the President of the United States, by Mr. U. S. Grant, jr., one of his secretaries, which was handed in at the Clerk's desk, notified the House that he did, on the 28th of February, approve and sign bills of the House of the following titles, viz:

- H. R. 1984. An act to provide for the sale of certain lands in Kansas.
 - H. R. 2197. An act for the relief of Henry B. Kelley, of Louisiana, from political disabilities imposed by the fourteenth amendment.
 - H. R. 3163. An act to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Synepuxent Bay, in Worcester County, Maryland.
- Also, that the bill of the House (H. R. 3741) to amend an act incor-

porating the proprietors of Glenwood Cemetery, approved July 27, 1854, presented to him on the 16th of February, 1877, not having been returned by him to the House of Representatives within the ten days prescribed by the Constitution, had become a law without his signature.

Also, that he did, on the 2d instant, approve and sign bills of the House of the following titles, viz :

H. R. 859. An act for the benefit of Andrew Williams, of Weakley County, Tennessee.

H. R. 1231. An act for the relief of the board of trustees of the Autietam National Cemetery.

H. R. 3566. An act to authorize the board of trustees of the city of Cheyenne, Wyoming Territory, to enter and purchase for the use of said city certain public lands.

H. R. 1947. An act granting to the city of Stevens Point, Wisconsin, a certain piece of land.

H. R. 4149. An act to remove the political disabilities of Lloyd J. Beall, of Virginia.

Also, that he did this day approve and sign bills and joint resolutions of the House of the following titles, viz :

H. Res. 196. Joint resolution authorizing the President to designate and set apart a site for the colossal statue of "Liberty enlightening the World," and to provide for the permanent maintenance and preservation thereof.

H. R. 4452. An act making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes.

H. R. 4657. An act to provide a building for the use of the United States district and circuit courts, the post-office, and internal-revenue officers, at Austin, Texas.

H. R. 4301. An act for the relief of A. M. Plymale, of West Virginia.

H. R. 429. An act for the relief Charles C. Campbell, of Washington County, Virginia.

H. R. 2382. An act granting the right of way to the Hot Springs Railroad Company over the Hot Springs reservation, in the State of Arkansas.

H. R. 3280. An act granting a pension to James Johnston.

H. R. 3093. An act for the relief of the legal representatives of Zachariah B. Washburn, deceased.

H. R. 3892. An act to remove the political disabilities of George Watson Carr, a citizen of the State of Virginia.

H. R. 4475. An act removing the political disabilities of Joel S. Kennard, of Savannah, Georgia.

H. R. 3833. An act for the relief of John N. Hall.

H. R. 515. An act for the relief of Sarah E. Garland and Frank M. Hoppin.

H. R. 4198. An act to authorize the President to restore Thomas J. Spencer to his former rank in the Army.

H. R. 4188. An act making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 4276. An act to authorize the appointment of a sergeant in the Signal Corps as a second lieutenant in the Army.

H. R. 4616. An act making appropriations for the naval service for the year ending June 30, 1878, and for other purposes.

H. R. 4433. An act making appropriations for the payment of claim

reported allowed by the Commissioner of Claims under the act of Congress of March 3, 1871.

H. R. 4554. An act for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 4472. An act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes.

H. R. 4187. An act making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 3628. An act establishing post-roads, and for other purposes.

H. R. 4680. An act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 4076. An act granting a pension to Apoline A. Blair.

H. R. 545. An act for the relief of James A. Jackson and others, securities of G. R. Horton, late postmaster at Monticello, Arkansas.

H. R. 1200. An act for the relief of Almont Barnes.

H. R. 186. An act to provide for compensation to the owners of certain lands ceded by the United States to Great Britain in and by the treaty of Washington of July 9, 1842.

H. R. 3925. An act relating to the production of fruit-brandy, and to punish frauds connected with the same.

H. R. 4418. An act to pay William L. Scruggs, late minister at Bogota, from October 10 to November 21, 1876.

H. R. 534. An act for the relief of Rosetta Hert, (late Rosetta Scoville,) Charles C. Benoist, Emily Benoist, and Logan Fanfan, half-breed Indians.

H. R. 256. An act for the relief of Herman Hulman, of Terre Haute.

H. R. 1016. An act for the relief of Virginia E. White, of Ohio County, West Virginia.

H. R. 4261. An act to provide for the sale of desert-lands in certain States and Territories.

H. R. 4117. An act for the relief of Colonel Frank L. Woolford, late of the First Kentucky Volunteers.

H. R. 1347. An act granting a pension to Hattie D. McKain.

H. R. 197. An act granting a pension to Julia A. Schutt, widow of Martin Schutt, a deceased soldier.

H. R. 2847. An act granting a pension to Lucinda Stearnes.

H. R. 4306. An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes.

H. R. 559. An act for the relief of Almeron E. Calkins, late a second lieutenant in the Eighth Michigan Cavalry.

H. R. 3260. An act to remove the disabilities of Lawrence S. Baker, of Tarborough, North Carolina.

H. R. 3636. An act to remove the political disabilities of Richard S. Kinney.

H. R. 2229. An act for the relief of Chauncey J. Poore, late private in Battery G, First New York Light Artillery.

H. Res. 194. Joint resolution to appoint a commission to examine into the matter of contracts made by and between the United States and Moline Water-Power Company, as to the water-power at Moline, Illinois, and to report to Congress as to same.

H. R. 3730. An act to remove the political disabilities of Samuel V. Turner, of Virginia.

H. R. 3791. An act to remove the legal and political disabilities of William A. Webb, of Virginia.

H. Res. 176. Authorizing the issue of clothing to Private Francis Hegner, Company F, Seventh Cavalry, and Private John C. Collins, Company G, Seventh Cavalry.

H. R. 2606. An act for the relief of Catherine Harris.

H. R. 620. An act for the relief of Redick McKee.

H. R. 3574. An act for the relief of Marshal P. Thatcher.

H. Res. 175. Joint resolution authorizing the issue of clothing to Company A, Second Regiment United States Cavalry.

H. R. 1253. An act granting to the State of Missouri all lands therein selected as swamp and overflowed lands.

H. R. 1765. An act respecting the limits of reservations for town-sites upon the public domain.

H. R. 4559. An act making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes.

H. R. 2694. An act for the relief of Major W. W. Van Antwerp, late major in the Fourth Michigan Cavalry.

H. R. 2019. An act for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry.

H. R. 1611. An act authorizing the changing of the name of the sloop Addie Parker.

H. R. 1824. An act to change the name of the pleasure-yacht Hiram B. to Iola.

H. R. 1338. An act granting a pension to Esther P. Fox.

H. R. 3011. An act granting a pension to Mrs. Ann Annis.

Mr. Morrison, from the committee of conference on the disagreeing votes of the two houses on the amendments of the Senate to the bill of the House H. R. 4691, (Army appropriations,) reported that the committee were unable to agree.

Mr. Morrison, by unanimous consent, submitted the following statement as covering the position taken by the managers at the said conference on the part of the House, viz:

The conferees on the part of the House, while not insisting on the letter of the fifth section of the Army bill, firmly maintain they will consent to the passage of no Army appropriation bill that shall not contain such restriction upon the President in regard to the use of the United States troops in Louisiana and South Carolina as will prevent him from installing and maintaining the Packard and Chamberlain governments.

Mr. Morrison moved that the House insist on its disagreement to the amendments of the Senate to the said bill, and demanded the previous question thereon.

The previous question was seconded and the main question ordered and put.

The Clerk thereupon proceeded to call the roll, and, at 11 o'clock and 57 minutes a. m., (Sunday, March 4,) having called the name of Mr. Thomas L. Jones, the Speaker stated that as it was a physical impossibility for the Clerk to complete the roll-call before 12 o'clock m., he would direct him to suspend.

The Speaker thereupon announced the appointment of Mr. Banning, Mr. Gilbert C. Walker, and Mr. Platt as visitors to the Military Academy, under and in accordance with the requirements of section 1327 of the Revised Statutes of the United States.

The Speaker then said :

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES: The Speaker-ship, always responsible, onerous, and full of embarrassments, has at this session imposed unusual and vexatious burdens. I have discharged the duties of the high position with unfaltering confidence in the candor and fairness of the House, and a resolute purpose to do the right at every hazard.

For the first time in many years a democratic House of Representatives has occupied this hall and responded with untiring industry to the universal sentiment for reform in government and the re-establishment of peace throughout the Republic. Fraud and corruption have been exposed and made odious; the expenditures of administration have been enormously reduced; no new taxes have been levied, and every description of undue appropriation of the public money has been prevented. In this regard this House has met the public demand and expectation.

In respect to political events, the session has been one of the most critical in our history. The majority in this House, representing a majority of all the voters in the Union and a majority of the electors duly chosen at the recent election for President and Vice-President, has been made to choose between acquiescence in what we believe to be usurpation or reaching the right through civil commotion. The democratic party yielded temporary possession of the Administration rather than entail upon the people civil war with all its attendant horrors. There are some who will condemn the permission we have given to the results of a law which was not administered in the spirit of its creation, nor, as we believe, according to the letter of its provisions. We have done all this in preference to the danger of anarchy and bloodshed. Time will surely remedy these wrongs, for there is in the American mind a desire to do justice. We must await that remedy. It must come, impatient as we shall be for its arrival. Until then we demand, as we have the right to demand, the reign of equal justice; that the sword shall cease to strike prostrate the governments of States; that the civil shall be superior to the military rule, and that the people shall be freed now and forever from the shackles of misgovernment.

I sincerely thank you one and all for your parting words of approval, and shall ever cherish the same with the deepest sensibility. And now, with the wish that each and every member may safely return to his home, it only remains for me to declare that the constitutional limitation of the Forty-fourth Congress has been reached, and that this House stands adjourned without day.

ADDENDA.

(To come in on page 695, after S. 1071.)

S. 234. An act to allow a pension of thirty-seven dollars per month to soldiers who have lost both an arm and a leg.

S. 1128. An act to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto.

STANDING RULES AND ORDERS

FOR CONDUCTING BUSINESS IN

THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES.

TOUCHING THE DUTY OF THE SPEAKER.

1. He shall take the chair every day precisely at the hour to which the House shall have adjourned on the preceding day; shall immediately call the members to order; and, on the appearance of a quorum, shall cause the journal of the preceding day to be read.—*April 7, 1789.*

2. He shall preserve order and decorum; may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal to the House by any two members—*April 7, 1789*; on which appeal no member shall speak more than once, except by leave of the House.—*December 23, 1811.*

3. He shall rise to put a question, but may state it sitting.—*April 7, 1789.*

4. Questions shall be distinctly put in this form, to wit: "As many as are of opinion that (as the question may be) say *Ay*;" and after the affirmative voice is expressed, "As many as are of the contrary opinion, say *No*." If the Speaker doubt, or a division be called for, the House shall divide; those in the affirmative of the question shall first rise from their seats, and afterward those in the negative. If the Speaker still doubt, or a count be required, by at least one-fifth of a quorum of the members, the Speaker shall name two members, one from each side, to tell the members in the affirmative and negative; which being reported, he shall rise and state the decision to the House.—*March 16, 1860.*

5. The Speaker shall examine and correct the journal before it is read. He shall have a general direction of the hall, and the unappropriated rooms in that part of the Capitol assigned to the House shall be subject to his order and disposal until the further order of the House. He shall have a right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment.—*December 23, 1811, and May 26, 1824.* Provided, however, that in case of the personal illness of the Speaker, he may make such appointment for a period not exceeding ten days, with the approval of the House at the time the same is made.—*April 28, 1876.*

6. No person shall be permitted to perform divine service in the chamber occupied by the House of Representatives, unless with the consent of the Speaker.—*May 19, 1804.*

7. In all cases of ballot by the House, the Speaker shall vote; in other cases he shall not be required to vote, unless the House be equally divided, or unless his vote, if given to the minority, will make the division equal; and in case of such equal division, the question shall be lost.—*April 7, 1789.*

8. All acts, addresses, and joint resolutions, shall be signed by the Speaker; and all writs, warrants, and subpoenas, issued by order of the House, shall be under his hand and seal, attested by the Clerk.—*November 13, 1794.*

9. In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker (or chairman of the Committee of the Whole House) shall have power to order the same to be cleared.—*March 14, 1794.*

OF THE CLERK AND OTHER OFFICERS.

10. There shall be elected at the commencement of each Congress, to continue in office until their successors are appointed, a Clerk, Sergeant-at-Arms, Doorkeeper, and Postmaster, each of whom shall take an oath for the true and faithful discharge of the duties of his office, to the best of his knowledge and abilities, and to keep the secrets of the House; and the appointees of the Doorkeeper and Postmaster shall be subject to the approval of the Speaker; and, in all cases of election by the House of its officers, the vote shall be taken *viva voce*.—*March 16, 1860.*

11. In all cases where other than members of the House may be eligible to an office by the election of the House, there shall be a previous nomination.—*April 7, 1789.*

12. In all other cases of ballot than for committees, a majority of the votes given shall be necessary to an election; and where there shall not be such a majority on the first ballot, the ballots shall be repeated until a majority be obtained.—*April 7, 1789.* And in all balloting blanks shall be rejected, and not taken into the count in enumeration of votes, or reported by the tellers.—*September 15, 1837.*

13. It shall be the duty of the Clerk to make, and cause to be printed, and delivered to each member, at the commencement of every session of Congress, a list of the reports which it is the duty of any officer or department of the Government to make to Congress; referring to the act or resolution, and page of the volume of the laws or journal in which it may be contained; and placing under the name of each officer the list of reports required of him to be made, and the time when the report may be expected.—*March 13, 1822.*

14. It shall be the duty of the Clerk of the House, at the end of each session, to send a printed copy of the journals thereof to the executive and to each branch of the legislature of every State.—*November 13, 1794.*

15. All questions of order shall be noted by the Clerk, with the decision, and put together at the end of the journal of every session.—*December 23, 1811.*

16. The Clerk shall, within thirty days after the close of each session of Congress, cause to be completed the printing and primary distribution, to members and delegates, of the Journal of the House, together with an accurate index to the same.—*June 18, 1832.*

17. There shall be retained in the library of the Clerk's office, for the use of the members there, and not to be withdrawn therefrom, two copies of all the books and printed documents deposited in the library.—*December 22, 1826.*

18. The Clerk shall have preserved for each member of the House an extra copy, in good binding, of all the documents printed by order of either house at each future session of Congress.—*February 9, 1831.*

19. The Clerk shall make a weekly statement of the resolutions and bills (Senate bills inclusive) upon the Speaker's table, accompanied with a brief reference to the orders and proceedings of the House upon

each, and the date of such orders and proceedings; which statement shall be printed for the use of the members.—*April 21, 1836.*

20. The Clerk shall cause an index to be prepared to the acts passed at every session of Congress, and to be printed and bound with the acts.—*July 4, 1832.*

21. All contracts, bargains, or agreements, relative to the furnishing any matter or thing, or for the performance of any labor, for the House of Representatives, shall be made with the Clerk, or approved by him, before any allowance shall be made therefor by the Committee of Accounts.—*January 30, 1846.*

22. It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to aid in the enforcement of order under the direction of the Speaker, and, pending the election of a Speaker, under the direction of the Clerk; to execute the commands of the House from time to time; together with all such process, issued by authority thereof, as shall be directed to him by the Speaker.—*April 14, 1789.*

23. The symbol of his office (the mace) shall be borne by the Sergeant-at-Arms when in the execution of his office.—*April 14, 1789.*

24. The fees of the Sergeant-at-Arms shall be, for every arrest, the sum of two dollars; for each day's custody and release, one dollar; and for traveling-expenses for himself or a special messenger, going and returning, one-tenth of a dollar for each mile—*April 14, 1789*—necessarily and actually traveled by such officer or other person in the execution of such precept or summons.—*March 19, 1860.*

25. It shall be the duty of the Sergeant-at-arms to keep the accounts for the pay and mileage of members, to prepare checks, and, if required to do so, to draw the money on such checks for the members, (the same being previously signed by the Speaker, and indorsed by the member,) and pay over the same to the member entitled thereto.—*April 4, 1838.*

26. The Sergeant-at-Arms shall give bond, with surety, to the United States, in a sum not less than five nor more than ten thousand dollars, at the discretion of the Speaker, and with such surety as the Speaker may approve, faithfully to account for the money coming into his hands for the pay of members.—*April 4, 1838.*

27. The Doorkeeper shall execute strictly the 134th and 135th rules, relative to the privilege of the hall.—*March 1, 1838.* And he shall be required at the commencement and close of each session of Congress to take an inventory of all the furniture, books, and other public property in the several committee and other rooms under his charge, and shall report the same to the House; which report shall be referred to the Committee on Accounts, who shall determine the amount for which he shall be held liable for missing articles.—*March 2, 1865.* It is the duty of the Doorkeeper, ten minutes before the hour for the meeting of the House each day, to see that the floor is cleared of all persons except those privileged to remain during the sessions of the House.—*March 31, 1869.*

28. The Postmaster shall superintend the post-office kept in the Capitol for the accommodation of the members.—*April 4, 1838.*

OF THE MEMBERS.

29. No member shall vote on any question in the event of which he is immediately and particularly interested, or in any case where he was not within the bar of the House when the question was put.—*April 17, 1789.* When the roll-call is completed, the Speaker shall state that any member offering to vote does so upon the assurance that he was within the bar before the last name on the roll was called.—*March 19, 1869.*

Provided, however, that any member who was absent by leave of the House may vote at any time before the result is announced.—March 2, 1865. It is not in order for the Speaker to entertain any request for a member to change his vote on any question after the result shall have been declared, nor shall any member be allowed to record his vote on any question, if he was not present when such vote was taken.—*May 27, 1870.*

30. Upon a division and count of the House on any question, no member without the bar shall be counted.—*November 13, 1794.*

31. Every member who shall be in the House when the question is put shall give his vote, unless the House shall excuse him.—*April 7, 1789.* All motions to excuse a member from voting shall be made before the House divides, or before the call of the yeas and nays is commenced; and the question shall then be taken without debate.—*September 14, 1837.*

32. The name of a member who presents a petition or memorial, or who offers a resolution to the consideration of the House, shall be inserted on the journals.—*March 22, 1806.*

33. No member shall absent himself from the service of the House, unless he have leave, or be sick or unable to attend.—*April 13, 1789.*

OF CALLS OF THE HOUSE.

34. Any fifteen members (including the Speaker, if there be one) shall be authorized to compel the attendance of absent members.—*April 17, 1789.*

35. Upon calls of the House, or in taking the yeas and nays on any question, the names of the members shall be called alphabetically.—*April 7, 1789.*

36. Upon the call of the House, the names of the members shall be called over by the Clerk, and the absentees noted; after which the names of the absentees shall again be called over; the doors shall then be shut, and those for whom no excuse or insufficient excuses are made may, by order of those present, if fifteen in number, be taken into custody as they appear, or may be sent for and taken into custody, wherever to be found, by special messengers to be appointed for that purpose.—*November 13, 1789, and December 14, 1795.*

37. When a member shall be discharged from custody, and admitted to his seat, the House shall determine whether such discharge shall be with or without paying fees; and in like manner, whether a delinquent member, taken into custody by a special messenger, shall or shall not be liable to defray the expenses of such special messenger.—*November 13, 1794.*

ON MOTIONS, THEIR PRECEDENCE, ETC.

38. When a motion is made and seconded, it shall be stated by the Speaker; or, being in writing, it shall be handed to the Chair and read aloud by the Clerk, before debated.—*April 7, 1789.*

39. Every motion shall be reduced to writing if the Speaker or any member desire it.—*April 7, 1789.* Every *written* motion made to the House shall be inserted on the journals, with the name of the member making it, unless it be withdrawn on the same day on which it was submitted.—*March 26, 1806.*

40. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed to be in the possession of the House; but may be withdrawn at any time before a decision or amendment.—*April 7, 1789.*

41. When any motion or proposition is made, the question, "Will the

House now consider it?" shall not be put unless it is demanded by some member, or is deemed necessary by the Speaker.—*December 12, 1817.*

42. When a question is under debate, no motion shall be received but to adjourn, to lie on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely; which several motions shall have precedence in the order in which they are arranged—*March 13, 1822*—and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall be again allowed on the same day, and at the same stage of the bill or proposition.

43. When a resolution shall be offered, or a motion made, to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

The Committee of the Whole House on the state of the Union, the Committee of the Whole House, a standing committee, a select committee.—*March 13, 1825.*

44. A motion to adjourn, and a motion to fix a day to which the House shall adjourn, shall be always in order—*April 7, 1789, and January 14, 1840*; these motions, and the motion to lie on the table, shall be decided without debate.—*November 13, 1794; March 13, 1822.*

45. The hour at which every motion to adjourn is made shall be entered on the journal.—*October 9, 1837.*

46. Any member may call for the division of a question, before or after the main question is ordered, which shall be divided if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House.—*September 15, 1837.* A motion to strike out and insert shall be deemed indivisible—*December 23, 1811*; but a motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert.—*March 13, 1822.*

47. Motions and reports may be committed at the pleasure of the House.—*April 7, 1789.*

48. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.—*March 13, 1822.* No bill or resolution shall, at any time, be amended by annexing thereto, or incorporating therewith, any other bill or resolution pending before the House.—*September 15, 1837.*

49. When a motion has been once made, and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the reconsideration thereof—*January 7, 1802*—on the same or succeeding day—*December 23, 1811*; and such motion shall take precedence of all other questions, except a motion to adjourn—*May 6, 1828*—and shall not be withdrawn after the said succeeding day without the consent of the House; and thereafter any member may call it up for consideration.—*March 2, 1848.*

50. In filling up blanks, the largest sum and longest time shall be first put.—*April 7, 1789.*

ORDER OF BUSINESS OF THE DAY.

51. As soon as the journal is read, and the unfinished business in which the House was engaged at the last preceding adjournment has been disposed of, reports from committees shall be called for and disposed of; in doing which the Speaker shall call upon each standing committee in regular order, and then upon select committees; and if the Speaker shall not get through the call upon the committees before

the House passes to other business, he shall resume the next call where he left off—*September 15, 1837*—giving preference to the report last under consideration: *Provided*, That whenever any committee shall have occupied the morning hour on two days, it shall not be in order for such committee to report further until the other committees shall have been called in their turn.—*December 7, 1857.*

52. Reports from committees having been presented and disposed of, the Speaker shall call for resolutions from the members of each State and delegate from each Territory, beginning with Maine and the Territory last organized, alternately; and they shall not be debated on the very day of their being presented, nor on any day assigned by the House for the receipt of resolutions, unless where the House shall direct otherwise, but shall lie on the table, to be taken up in the order in which they were presented; and if on any day the whole of the States and Territories shall not be called, the Speaker shall begin on the next day where he left off the previous day: *Provided*, That no member shall offer more than one resolution, or one series of resolutions, all relating to the same subject, until all the States and Territories shall have been called.—*January 14, 1829.*

53. A proposition requesting information from the President of the United States, or directing it to be furnished by the head of either of the executive departments, or by the Postmaster-General, shall lie on the table one day for consideration, unless otherwise ordered by the unanimous consent of the House—*December 13, 1820*—and all such propositions shall be taken up for consideration in the order they were presented, immediately after reports are called for from select committees, and, when adopted, the Clerk shall cause the same to be delivered.—*January 22, 1822.*

54. After one hour shall have been devoted to reports from committees and resolutions, it shall be in order, pending the consideration or discussion thereof, to entertain a motion that the House do now proceed to dispose of the business on the Speaker's table, and to the orders of the day—*January 5, 1832*; which being decided in the affirmative, the Speaker shall dispose of the business on his table in the following order, viz:

- 1st. Messages and other executive communications.
- 2d. Messages from the Senate, and amendments proposed by the Senate to bills of the House.
- 3d. Bills and resolutions from the Senate on their first and second reading, that they be referred to committees and put under way: but if, on being read a second time, no motion being made to commit, they are to be ordered to their third reading, unless objection be made; in which case, if not otherwise ordered by a majority of the House, they are to be laid on the table in the general file of bills on the Speaker's table, to be taken up in their turn.
- 4th. Engrossed bills and bills from the Senate on their third reading.
- 5th. Bills of the House and from the Senate, on the Speaker's table, on their engrossment, or on being ordered to a third reading, to be taken up and considered in the order of time in which they passed to a second reading.

The messages, communications, and bills on his table having been disposed of, the Speaker shall then proceed to call the orders of the day.—*September 14, 1837.*

55. The business specified in the 54th and 130th rules shall be done at no other part of the day, except by permission of the House.—*December 23, 1811.*

56. The consideration of the unfinished business in which the House may be engaged at an adjournment shall be resumed as soon as the journal of the next day is read, and at the same time each day thereafter until disposed of; and if, from any cause, other business shall intervene, it shall be resumed as soon as such other business is disposed of. And the consideration of all other unfinished business shall be resumed whenever the class of business to which it belongs shall be in order under the rules.—*March 18, 1860.*

OF DECORUM AND DEBATE.

57. When any member is about to speak in debate, or deliver any matter to the House, he shall rise from his seat and respectfully address himself to "Mr. Speaker"—*April 7, 1789*—and shall confine himself to the question under debate, and avoid personality.—*December 23, 1811.*

58. Members may address the House or committee from the Clerk's desk, or from a place near the Speaker's chair.

59. When two or more members happen to rise at once, the Speaker shall name the member who is first to speak.—*April 7, 1789.*

60. No member shall occupy more than one hour in debate on any question in the House, or in committee; but a member reporting the measure under consideration from a committee may open and close the debate: *Provided*, That where debate is closed by order of the House, any member shall be allowed, in committee, five minutes to explain any amendment he may offer—*December 18, 1847*—after which any member who shall first obtain the floor shall be allowed to speak five minutes in opposition to it, and there shall be no farther debate on the amendment; but the same privilege of debate shall be allowed in favor of and against any amendment that may be offered to the amendment; and neither the amendment nor an amendment to the amendment shall be withdrawn by the mover thereof, unless by the unanimous consent of the committee.—*August 14, 1850: Provided, further*, That the House may, by the vote of a majority of the members present, at any time after the five minutes' debate has taken place upon proposed amendments to any section or paragraph of a bill, close all debate upon such section or paragraph, or, at their election, upon the pending amendments only.—*March 19, 1860.*

61. If any member, in speaking or otherwise, transgress the rules of the House, the Speaker shall, or any member may, call to order; in which case the member so called to order shall immediately sit down, unless permitted to explain; and the House shall, if appealed to, decide on the case but without debate; if there be no appeal, the decision of the Chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, he shall not be permitted to proceed, in case any member object, without leave of the House; and if the case require it, he shall be liable to the censure of the House.—*April 7, 1789, and March 13, 1822.*

62. If a member be called to order for words spoken in debate, the person calling him to order shall repeat the words excepted to, and they shall be taken down in writing at the Clerk's table; and no member shall be held to answer, or be subject to the censure of the House, for words spoken in debate, if any other member has spoken, or other business has intervened, after the words spoken, and before exception to them shall have been taken.—*September 14, 1817.*

63. No member shall speak more than once to the same question without leave of the House—*April 7, 1789*—unless he be the mover,

proposer, or introducer of the matter pending; in which case he shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken.—*January 14, 1840.*

64. If a question depending be lost by adjournment of the House, and revived on the succeeding day, no member who shall have spoken on the preceding day shall be permitted again to speak without leave.—*April 7, 1789.*

65. While the Speaker is putting any question, or addressing the House, none shall walk out of or across the House; nor in such case, or when a member is speaking, shall entertain private discourse; nor while a member is speaking, shall pass between him and the Chair.—*April 7, 1789.* Every member shall remain uncovered during the session of the House.—*September 14, 1837.* No member or other person shall visit or remain by the Clerk's table while the ayes and noes are calling, or ballots are counting.—*September 14, 1837.* Smoking is prohibited within the bar of the House or gallery.—*February 28, 1871.*

66. All questions relating to the priority of business to be acted on shall be decided without debate.—*February 21, 1803.*

OF COMMITTEES.

67. All committees shall be appointed by the Speaker, unless otherwise specially directed by the House, in which case they shall be appointed by ballot; and if upon such ballot the number required shall not be elected by a majority of the votes given, the House shall proceed to a second ballot, in which a plurality of votes shall prevail; and in case a greater number than is required to compose or complete a committee shall have an equal number of votes, the House shall proceed to a further ballot or ballots.—*January 13, 1790.*

68. The first-named member of any committee shall be the chairman; and in his absence, or being excused by the House, the next-named member, and so on, as often as the case shall happen, unless the committee, by a majority of their number, elect a chairman.—*December 28, 1805.*

69. Any member may excuse himself from serving on any committee at the time of his appointment, if he is then a member of two other committees.—*April 13, 1789.*

70. It shall be the duty of a committee to meet on the call of any two of its members, if the chairman be absent or decline to appoint such meeting.—*December 20, 1805.*

71. The several standing committees of the House shall have leave to report by bill or otherwise.—*March 13, 1822.*

72. No committee shall sit during the sitting of the House without special leave.—*November 13, 1794.*

73. No committee shall be permitted to employ a clerk at the public expense without first obtaining leave of the House for that purpose.—*December 14, 1838.*

74. Thirty-four standing committees shall be appointed at the commencement of each Congress, viz:

- A Committee of Elections.—*Nov. 13, 1789.*
- A Committee of Ways and Means.—*Jan. 7, 1802.*
- A Committee on Appropriations.—*March 2, 1865.*
- A Committee on Banking and Currency.—*March 2, 1865.*
- A Committee on the Pacific Railroad.—*March 2, 1865.*
- A Committee of Claims.—*Nov. 13, 1794.*
- A Committee on Commerce.—*Dec. 14, 1795.*
- A Committee on Public Lands.—*Dec. 17, 1805.*
- A Committee on the Post-Office and Post-Roads.—*Nov. 9, 1808.*
- A Committee for the District of Columbia.—*Jan. 27, 1805.*

To consist of eleven members each.
(*March 3, 1873*)
Except the Committee on the Pacific Railroad, to consist of thirteen members.
(*March 9, 1869*)

- A Committee on the Judiciary.—*June 3, 1813.*
 A Committee on War-Claims.—*Dec. 2, 1873.*
 A Committee on Public Expenditures.—*Feb. 26, 1814.*
 A Committee on Private Land-Claims.—*April 29, 1816.*
 A Committee on Manufactures.—*Dec. 8, 1819.*
 A Committee on Agriculture.—*May 3, 1820.*
 A Committee on Indian Affairs.—*Dec. 18, 1821.*
 A Committee on Military Affairs.—*March 13, 1822.*
 A Committee on the Militia.—*Dec. 10, 1835.*
 A Committee on Naval Affairs.—*March 13, 1822.*
 A Committee on Foreign Affairs.—*March 13, 1822.*
 A Committee on the Territories.—*Dec. 13, 1825.*
 A Committee on Revolutionary Pensions.—*Dec. 9, 1825.*
 A Committee on Invalid Pensions.—*Jan. 10, 1831.*
 A Committee on Railways and Canals.—*April 9, 1869.*
 A Committee on Mines and Mining.—*Dec. 19, 1865.*
 A Committee on Freedmen's Affairs.—*Dec. 4, 1866.*
 A Committee on Education and Labor.—*March 21, 1867.*
 A Committee on the Revision of the Laws.—*July 25, 1868.*
 A Committee on Public Buildings and Grounds.—*March 10, 1871.*
 A Committee on Patents.—*Sept. 15, 1837.*
 A Committee on Coinage, Weights, and Measures.—*Jan. 21, 1864—*
March 2, 1867.
 A Committee of Accounts.—*Nov. 7, 1804.*
 A Committee on Mileage.—*Sept. 15, 1837.*

} To consist of eleven
 members each.
 (March 3, 1873.)

} To consist of seven
 members.

} To consist of five members each.

75. It shall be the duty of the Committee of Elections to examine and report upon the certificates of election, or other credentials of the members returned to serve in this House, and to take into their consideration all such petitions and other matters touching elections and returns as shall or may be presented or come into question, and be referred to them by the House.—*November 13, 1789; November 13, 1794.*

76. It shall be the duty of the Committee on Appropriations to take into consideration all executive communications and such other propositions in regard to carrying on the several departments of the Government as may be presented and referred to them by the House.—*March 2, 1865.* In preparing bills of appropriations for other objects, the Committee on Appropriations shall not include appropriations for carrying into effect treaties made by the United States; and where an appropriation bill shall be referred to them for their consideration, which contains appropriations for carrying a treaty into effect, and for other objects, they shall propose such amendments as shall prevent appropriations for carrying a treaty into effect being included in the same bill with appropriations for other objects.—*March 2, 1865.*

77. It shall also be the duty of the Committee on Appropriations, within thirty days after their appointment, at every session of Congress, commencing on the first Monday of December, to report the general appropriation bills—*September 14, 1837*—for legislative, executive, and judicial expenses; for sundry civil expenses; for consular and diplomatic expenses; for the Army; for the Navy; for the expenses of the Indian Department; for the payment of invalid and other pensions; for the support of the Military Academy; for fortifications; for the service of the Post-Office Department, and for mail transportation by ocean steamers; or in failure thereof, the reasons of such failure. And said committee shall have leave to report said bills (for reference only) at any time.—*March 2, 1865.* In all cases where appropriation cannot be made specific in amount, the maximum to be expended shall be stated, and each appropriation bill, when reported from the committee, shall, in the concluding clause, state the sum total of all the items contained in said bill.—*March 15, 1867.*

78. It shall be the duty of the Committee of Claims to take into consideration all such petitions and matters or things touching claims and

demands on the United States as shall be presented, or shall or may come in question, and be referred to them by the House; and to report their opinion thereupon, together with such propositions for relief therein as to them shall seem expedient.—*November 13, 1794.*

79. It should be the duty of the Committee on Commerce to take into consideration all such petitions and matters or things touching the commerce of the United States as shall be presented, or shall or may come into question, and be referred to them by the House; and to report from time to time their opinion thereon.—*December 14, 1795.*

80. It shall be the duty of the Committee on the Public Lands to take into consideration all such petitions and matters or things respecting the lands of the United States as shall be presented, or shall or may come in question, and be referred to them by the House; and to report their opinion thereon, together with such propositions for relief therein as to them shall seem expedient.—*December 17, 1805.*

81. It shall be the duty of the Committee on the Post-Office and Post-Roads to take into consideration all such petitions and matters or things touching the post-office and post-roads as shall be presented, or shall come in question, and be referred to them by the House; and to report their opinion thereon, together with such propositions relative thereto as to them shall seem expedient.—*November 9, 1808.*

82. It shall be the duty of the Committee for the District of Columbia to take into consideration all such petitions and matters or things touching the said District as shall be presented, or shall come in question, and be referred to them by the House; and to report their opinion thereon, together with such propositions relative thereto as to them shall seem expedient.—*January 27, 1808.* The third Monday of each month, from the hour of 2 o'clock p. m. until the adjournment of that day, shall, when claimed by the Committee for the District of Columbia, be devoted exclusively to business reported from said committee; and said committee shall henceforth be omitted by the Speaker in the regular call of committees.—*May 8, 1874.*

83. It shall be the duty of the Committee on the Judiciary to take into consideration such petitions and matters or things touching judicial proceedings as shall be presented, or may come in question, and be referred to them by the House; and to report their opinion thereon, together with such propositions relative thereto as to them shall seem expedient.—*June 3, 1813.*

84. It shall be the duty of the Committee on War Claims to take into consideration all such petitions and matters or things touching claims growing out of any war in which the United States has been engaged; and to report their opinion thereupon, together with such propositions for relief therein as to them shall seem expedient.—*December 2, 1873.*

85. It shall be the duty of the Committee on Public Expenditures to examine into the state of the several public departments, and particularly into laws making appropriations of money, and to report whether the moneys have been disbursed conformably with such laws; and also to report from time to time such provisions and arrangements as may be necessary to add to the economy of the departments and the accountability of their officers.—*February 26, 1814.*

86. It shall be the duty of the Committee on Private Land-Claims to take into consideration all claims to land which may be referred to them, or shall or may come in question; and to report their opinion thereupon, together with such propositions for relief therein as to them shall seem expedient.—*April 29, 1816.*

87. It shall be the duty of the Committee on Military Affairs to take

into consideration all subjects relating to the military establishment and public defense which may be referred to them by the House, and to report their opinion thereupon; and also to report, from time to time, such measures as may contribute to economy and accountability in the said establishment.—*March 13, 1822.*

88. It shall be the duty of the Committee on the Militia to take into consideration and report on all subjects connected with the organizing, arming, and disciplining the militia of the United States.—*December 10, 1835.*

89. It shall be the duty of the Committee on Naval Affairs to take into consideration all matters which concern the naval establishment, and which shall be referred to them by the House, and to report their opinion thereupon; and also to report, from time to time, such measures as may contribute to economy and accountability in the said establishment.—*March 13, 1822.*

90. It shall be the duty of the Committee on Foreign Affairs to take into consideration all matters which concern the relations of the United States with foreign nations, and which shall be referred to them by the House; and to report their opinion on the same.—*March 13, 1822.*

91. It shall be the duty of the Committee on the Territories to examine into the legislative, civil, and criminal proceedings of the Territories; and to devise and report to the House such means as, in their opinion, may be necessary to secure the rights and privileges of residents and non-residents.—*December 13, 1825.*

92. It shall be the duty of the Committee on Revolutionary Pensions to take into consideration all such matters respecting pensions for services in the revolutionary war, other than invalid pensions, as shall be referred to them by the House—*January 10, 1831*; and all matters relating to pensions to soldiers of the war of 1812 shall be referred to the said committee.—*March 26, 1867.*

93. It shall be the duty of the Committee on Invalid Pensions to take into consideration all such matters respecting invalid pensions as shall be referred to them by the House—*January 10, 1831*; except such as relate to pensions to soldiers of the war of 1812.—*March 26, 1867.*

94. It shall be the duty of the Committee on Roads and Canals to take into consideration all such petitions and matters or things relating to roads and canals, and the improvement of the navigation of rivers, as shall be presented, or may come in question, and be referred to them by the House; and to report thereupon, together with such propositions relative thereto as to them shall seem expedient.—*December 15, 1831.*

95. It shall be the duty of the Committee on Patents to consider all subjects relating to patents which may be referred to them; and report their opinion thereon, together with such propositions relative thereto as may seem to them expedient.—*September 15, 1837.*

96. It shall be the duty of the Committee on Public Buildings and Grounds to consider all subjects relating to the public edifices and grounds within the city of Washington, and all the public buildings constructed by the United States, which may be referred to them; and report their opinion thereon, together with such propositions relating thereto as may seem to them expedient.—*September 15, 1837*; *March 10, 1871.*

97. [This rule, which prescribed the duty of the Committee of Revisal and Unfinished Business, was virtually rescinded by the resolution of July 25, 1868, abolishing the said committee and creating a Committee on the Revision of the Laws.]

98. It shall be the duty of the Committee of Accounts to superintend

and control the expenditures of the contingent fund of the House of Representatives—*December 17, 1805*; also to audit and settle all accounts, which may be charged thereon.—*December 23, 1811.*

99. It shall be the duty of the Committee on Mileage to ascertain and report the distance to the Sergeant-at-Arms for which each member shall receive pay.—*September 15, 1837.*

100. There shall be referred by the Clerk to the members of the Committee on Printing on the part of House all drawings, maps, charts, or other papers, which may at any time come before the House for engraving, lithographing, or publishing in any way; which committee shall report to the House whether the same ought, in their opinion, to be published; and if the House order the publication of the same, that said committee shall direct the size and manner of execution of all such maps, charts, drawings, or other papers, and contract by agreement, in writing, for all such engraving, lithographing, printing, drawing, and coloring, as may be ordered by the House; which agreement, in writing, shall be furnished by said committee to the Committee of Accounts, to govern said committee in all allowances for such works, and it shall be in order for said committee to report at all times.—*March 16, 1844.*

101. It shall be in order for the Committee on Enrolled bills—*March 13, 1822*—and the Committee on Printing to report at any time—*March 16, 1860.*

102. Seven additional standing committees shall be appointed at the commencement of the first session in each Congress, whose duty shall continue until the first session of the ensuing Congress.—*March 30, 1816.*

To consist of five members each.

1. A committee on so much of the public accounts and expenditures as relates to the Department of State;

2. A committee on so much of the public accounts and expenditures as relates to the Treasury Department;

3. A committee on so much of the public accounts and expenditures as relates to the Department of War;

4. A committee on so much of the public accounts and expenditures as relates to the Department of the Navy;

5. A committee on so much of the public accounts and expenditures as relates to the Post-Office;

6. A committee on so much of the public accounts and expenditures as relates to the public buildings, [to consist of seven members, and this amendment shall continue in force only during the present session.—*June 7, 1876*];

7. A committee on so much of the public accounts and expenditures as relates to the Interior Department; and

8. A committee on so much of the public accounts and expenditures as relates to the Department of Justice.

103. It shall be the duty of the said committees to examine into the state of the accounts and expenditures respectively submitted to them, and to inquire and report particularly—

Whether the expenditures of the respective departments are justified by law;

Whether the claims from time to time satisfied and discharged by the respective departments are supported by sufficient vouchers, establishing their justness both as to their character and amount;

Whether such claims have been discharged out of funds appropriated

therefor, and whether all moneys have been disbursed in conformity with appropriation laws; and

Whether any, and what, provisions are necessary to be adopted to provide more perfectly for the proper application of the public moneys, and to secure the Government from demands unjust in their character or extravagant in their amount.

And it shall be, moreover, the duty of the said committees to report, from time to time, whether any, and what, retrenchment can be made in the expenditures of the several Departments, without detriment to the public service; whether any, and what, abuses at any time exist in the failure to enforce the payment of moneys which may be due to the United States from public defaulters or others; and to report, from time to time, such provisions and arrangements as may be necessary to add to the economy of the several Departments and the accountability of their officers.—*March 30, 1816.*

It shall be the duty of the several committees on public expenditures to inquire whether any offices belonging to the branches or departments, respectively, concerning whose expenditures it is their duty to inquire, have become useless or unnecessary; and to report, from time to time, on the expediency of modifying or abolishing the same; also, to examine into the pay and emoluments of all officers under the laws of the United States; and to report, from time to time, such a reduction or increase thereof as a just economy and the public service may require.—*February 19, 1817.*

OF COMMITTEES OF THE WHOLE.

104. The House may at any time, by a vote of a majority of the members present, suspend the rules and orders for the purpose of going into the Committee of the Whole House on the state of the Union; and also for providing for the discharge of the Committee of the Whole House, and the Committee of the Whole House on the state of the Union—*January 25, 1848*—from the further consideration of any bill referred to it, after acting without debate on all amendments pending and that may be offered.—*March 11, 1844*

105. In forming a Committee of the Whole House, the Speaker shall leave his chair, and a chairman, to preside in committee, shall be appointed by the Speaker.—*April 7, 1789.*

106. Whenever the Committee of the Whole on the state of the Union, or the Committee of the Whole House, finds itself without a quorum, the chairman shall cause the roll of the House to be called, and thereupon the committee shall rise, and the chairman shall report the name of the absentees to the House, which shall be entered on the journal.—*December 18, 1847.*

107. Upon bills committed to a Committee of the Whole House, the bill shall be first read throughout by the Clerk, and then again read and debated by clauses, leaving the preamble to be last considered; the body of the bill shall not be defaced or interlined; but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported to the House. After report, the bill shall again be subject to be debated and amended by clauses before a question to engross it be taken.—*April 17, 1789.*

108. All amendments made to an original motion in committee shall be incorporated with the motion, and so reported.—*April 7, 1789.*

109. All amendments made to a report committed to a Committee of

the Whole House shall be noted and reported, as in the case of bills.—*April 7, 1789.*

110. No motion or proposition for a tax or charge upon the people shall be discussed the day on which it is made or offered, and every such proposition shall receive its first discussion in a Committee of the Whole House.—*November 13, 1794.*

111. No sum or quantum of tax or duty, voted by a Committee of the Whole House, shall be increased in the House until the motion or proposition for such increase shall be first discussed and voted in a Committee of the Whole House; and so in respect to the time of its continuance.—*November 13, 1794.*

112. All proceedings touching appropriations of money and all bills making appropriations of money or property, or requiring such appropriations to be made, or authorizing payments out of appropriations already made, shall be first discussed in a Committee of the Whole House.—*January 13, 1874.*

113. The rules of proceedings in the House shall be observed in a Committee of the Whole House so far as they may be applicable, except the rule limiting the times of speaking—*April 7, 1789*; but no member shall speak twice to any question until every member choosing to speak shall have spoken.—*December 18, 1805.*

114. In Committee of the Whole on the state of the Union, the bills shall be taken up and disposed of in their order on the calendar; but when objection is made to the consideration of a bill, a majority of the committee shall decide, without debate, whether it shall be taken up and disposed of, or laid aside: *Provided*, That general appropriation bills, and, in time of war, bills for raising men or money, and bills concerning a treaty of peace, shall be preferred to all other bills, at the discretion of the committee; and when demanded by any member, the question shall first be put in regard to them—*July 27, 1848*; and all debate on special orders shall be confined strictly to the measure under consideration.—*March 16, 1860.*

OF BILLS.

115. Every bill shall be introduced on the report of a committee, or by motion for leave. In the latter case, at least one day's notice shall be given of the motion in the House, or by filing a memorandum thereof with the Clerk, and having it entered on the journal; and the motion shall be made, and the bill introduced, if leave is given, when resolutions are called for; such motion, or the bill when introduced, may be committed.—*April 7, 1789*; *September 15, 1837*; and *March 2, 1838*. But the Speaker shall not entertain a motion for leave to introduce a bill or joint resolution for the establishment or change of post-routes, and all propositions relating thereto shall be referred, under the rule, like petitions and other papers, to the appropriate committee.—*May 5, 1870.*

116. Every bill shall receive three several readings in the House previous to its passage; and bills shall be dispatched in order as they were introduced, unless where the House shall direct otherwise; but no bill shall be twice read on the same day without special order of the House.—*April 7, 1789.*

117. The first reading of the bill shall be for information, and, if opposition be made to it, the question shall be, "Shall this bill be rejected?" If no opposition be made, or if the question to reject be negatived, the bill shall go to its second reading without a question.—*April 7, 1789.*

118. Upon the second reading of a bill, the Speaker shall state it as

ready for commitment or engrossment; and, if committed, then a question shall be, whether to a select or standing committee, or to a Committee of the Whole House; if to a Committee of the Whole House, the House shall determine on what day—*November 13, 1794*; if no motion be made to commit, the question shall be stated on its engrossment; and if it be not ordered to be engrossed on the day of its being reported, it shall be placed on the general file on the Speaker's table, to be taken up in order.—*September 14, 1837*. But if the bill be ordered to be engrossed, the House shall appoint the day when it shall be read the third time.—*November 13, 1874*.

119. General appropriation bills shall be in order in preference to any other bills of a public nature, unless otherwise ordered by a majority of the House.—*September 14, 1837*.

And the House may at any time, by a vote of the majority of the members present, make any of the general appropriation bills a special order.—*March 16, 1860*.

120. No appropriation shall be reported in such general appropriation bills, or be in order as an amendment thereto, for any expenditure not previously authorized by law—*September 14, 1837*—unless in continuation of appropriations for such public works and objects as are already in progress; nor shall any provision in any such bill or amendment thereto, changing existing law, be in order except such as, being germane to the subject matter of the bill, shall retrench expenditures.—*January 18, 1876*.

121. Upon the engrossment of any bill making appropriations of money for works of internal improvement of any kind or description, it shall be in the power of any member to call for a division of the question, so as to take a separate vote of the House upon each item of improvement or appropriation contained in said bill, or upon such items separately, and others collectively, as the members making the call may specify; and if one-fifth of the members present second said call, it shall be the duty of the Speaker to make such divisions of the question, and put them to vote accordingly.—*February 26, 1846*.

122. The bills from the Court of Claims shall, on being laid before the House, be read a first and second time, committed to a Committee of the Whole House, and, together with the accompanying reports, printed.—*March 16, 1860*.

123. A motion to strike out the enacting words of a bill shall have precedence of a motion to amend; and, if carried, shall be considered equivalent to its rejection.—*March 16, 1822*. Whenever a bill is reported from a Committee of the Whole, with a recommendation to strike out the enacting words, and such recommendation is disagreed to by the House, the bill shall stand recommitted to the said committee without further action by the House.—*March 16, 1860*. But before the question of concurrence is submitted, it is in order to entertain a motion to refer the bill to any committee, with or without instructions, and when the same is again reported to the House, it shall be referred to the Committee of the Whole without debate, and resume its original place on the calendar.—*May 26, 1870*.

124. After commitment and report thereof to the House, or at any time before its passage, a bill may be recommitted—*April 7, 1789*; and should such recommitment take place after its engrossment, and an amendment be reported and agreed to by the House, the question shall be again put on the engrossment of the bill.—*March 16, 1860*.

125. All bills ordered to be engrossed shall be executed in a fair round hand.—*April 7, 1789*.

126. No amendment by way of *rider* shall be received to any bill on its third reading.—*April 8, 1814.*

127. When a bill shall pass, it shall be certified by the Clerk, noting the day of its passage at the foot thereof.—*April 7, 1789.*

LOCAL OR PRIVATE BUSINESS.

128. Friday in every week shall be set apart for the consideration of private bills and private business, in preference to any other, unless otherwise determined by a majority of the House.—*January 22, 1810; January 26, 1826; and May 8, 1874.*

129. On the first and fourth Friday of each month, the calendar of private bills shall be called over, (the Chairman of the Committee of the Whole House commencing the call where he left off the previous day,) and the bills to the passage of which no objection shall then be made shall be first considered and disposed of.—*January 25, 1839.* But when a bill is again reached, after having been once objected to, the committee shall consider and dispose of the same, unless it shall again be objected to by at least five members.—*March 16, 1860; May 8, 1874.*

OF BILLS ON LEAVE AND RESOLUTIONS.

130. All the States and Territories shall be called for bills on leave and resolutions every Monday during each session of Congress; and, if necessary to secure the object on said days, all resolutions which shall give rise to debate shall lie over for discussion, under the rules of the House already established; and the whole of said days shall be appropriated to bills on leave and resolutions, until all the States and Territories are called through.—*February 6, 1838.* And the Speaker shall first call the States and Territories for bills on leave; and all bills so introduced during the first hour after the journal is read shall be referred, without debate, to their appropriate committees: *Provided, however,* That a bill so introduced and referred, and all bills at any time introduced by unanimous consent and referred, shall not be brought back into the House upon a motion to reconsider.—*March 16, 1860, and January 11, 1872.* And on said call, joint resolutions of State and territorial legislatures for printing and reference may be introduced.—*January 11, 1867.*

OF PETITIONS AND MEMORIALS.

131. Members having petitions and memorials to present may hand them to the Clerk, indorsing the same with their names, and the reference or disposition to be made thereof; and such petitions and memorials shall be entered on the journal, subject to the control and direction of the Speaker, and if any petition or memorial be so handed in which, in the judgment of the Speaker, is excluded by the rules, the same shall be returned to the member from whom it was received.—*March 29, 1842.*

OF THE PREVIOUS QUESTION.

132. The previous question shall be in this form: "Shall the main question be now put?"—*April 7, 1789.* It shall only be admitted when demanded by a majority of the members present.—*February 24, 1812;* and its effects shall be to put an end to all debate, and to bring the House to a direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments reported by a committee, if any; then.—*August 5, 1848—upon*

pending amendments, and then upon the main question.—*January 14, 1840.* But its only effect, if a motion to postpone is pending, shall be to bring the House to a vote upon such motion. Whenever the House shall refuse to order the main question, the consideration of the subject shall be resumed as though no motion for the previous question had been made. The House may also, at any time, on motion seconded by a majority of the members present, close all debate upon a pending amendment, or an amendment thereto, and cause the question to be put thereon; and this shall not preclude any further amendment or debate upon the bill. A call of the House shall not be in order after the previous question is seconded, unless it shall appear, upon an actual count by the Speaker, that no quorum is present.—*March 16, 1860.*

133. On a previous question there shall be no debate.—*December 17, 1805.* All incidental questions of order, arising after a motion is made for the previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.—*September 15, 1837.*

OF ADMISSION ON THE FLOOR.

134. No person except members of the Senate, their Secretary, heads of departments, the President's private secretary, foreign ministers, the governor for the time being of any State, Senators and Representatives elect, judges of the Supreme Court of the United States and of the Court of Claims, and such persons as have by name received the thanks of Congress—*March 15, 1867*—shall be admitted within the hall of the House of Representatives—*March 19, 1860*—or any of the rooms upon the same floor or leading into the same—*March 2, 1865: Provided,* That ex-members of Congress who are not interested in any claim pending before Congress, and shall so register themselves, may also be admitted within the hall of the House; and no persons except those herein specified shall at any time be admitted to the floor of the House.—*March 15, 1867.*

OF REPORTERS.

135. Stenographers and reporters, other than the official reporters of the House, wishing to take down the debates, may be admitted by the Speaker to the reporters' gallery over the Speaker's chair, but not on the floor of the House; but no person shall be allowed the privilege of said gallery under the character of stenographer or reporter without a written permission of the Speaker, specifying the part of said gallery assigned to him; nor shall said stenographer or reporter be admitted to said gallery unless he shall state in writing for what paper or papers he is employed to report; nor shall he be so admitted, or, if admitted, be suffered to retain his seat, if he shall be or become an agent to prosecute any claim pending before Congress; and the Speaker shall give his written permission with this condition.—*December 23, 1857.*

UNFINISHED BUSINESS OF THE SESSION.

136. After six days from the commencement of a second or subsequent session of any Congress, all bills, resolutions, and reports which originated in the House, and at the close of the next preceding session remained undetermined, shall be resumed and acted on in the same manner as if an adjournment had not taken place.—*March 17, 1848.* And all business before committees of the House at the end of one session shall be resumed at the commencement of the next session of the same Congress, as if no adjournment had taken place.—*March 16, 1860.*

MISCELLANEOUS.

137. Whenever confidential communications are received from the President of the United States, the House shall be cleared of all persons, except the members, Clerk, Sergeant-at-Arms, and Doorkeeper, and so continue during the reading of such communications, and (unless otherwise directed by the House) during all debates and proceedings to be had thereon. And when the Speaker, or any other member, shall inform the House that he has communications to make which he conceives ought to be kept secret, the House shall, in like manner, be cleared till the communication be made; the House shall then determine whether the matter communicated requires secrecy or not, and take order accordingly.—*February 17, 1792, and December 30, 1793.*

138. The rule for paying witnesses summoned to appear before this House, or either of its committees, shall be as follows: For each day a witness shall attend, the sum of four dollars; for each mile he shall travel in coming to or going from the place of examination, the sum of five cents each way; but nothing shall be paid for traveling when the witness has been summoned at the place of trial.—*May 21, 1872.*

139. Maps accompanying documents shall not be printed, under the general order to print, without the special direction of the House.—*March 2, 1837; September 11, 1837.*

140. No extra compensation shall be allowed to any officer or messenger, page, laborer, or other person in the service of the House, or engaged in or about the public grounds or buildings; and no person shall be an officer of the House, or continue in its employment, who shall be an agent for the prosecution of any claim against the Government, or be interested in such claim otherwise than as an original claimant; and it shall be the duty of the Committee of Accounts to inquire into and report to the House any violation of this rule.—*March 8, 1842.*

141. When the reading of a paper is called for, and the same is objected to by any member, it shall be determined by a vote of the House.—*November 13, 1794.*

142. When a question is postponed indefinitely, the same shall not be acted upon again during the session.—*December 17, 1805.*

143. Every order, resolution, or vote, to which the concurrence of the Senate shall be necessary, shall be read to the House, and laid on the table, on a day preceding that in which the same shall be moved, unless the House shall otherwise expressly allow.—*April 7, 1789.*

144. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the House, and joint rules of the Senate and House of Representatives.—*September 15, 1837.*

145. No standing rule or order of the House shall be rescinded or changed without one day's notice being given of the motion therefor.—*November 13, 1794;* nor shall any rule be suspended, except by a vote of at least two-thirds of the members present.—*March 13, 1822;* nor shall the order of business, as established by the rules, be postponed or changed, except by a vote of at least two-thirds of the members present; nor shall the Speaker entertain a motion to suspend the rules, except during the last six days of the session, and on Monday of every week at the expiration of one hour after the journal is read.—*April 26, 1828, and June 22, 1874—*unless the call of States and Territories for bills on leave and resolutions has been earlier concluded, when the Speaker may entertain a motion to suspend the rules.—*June 8, 1864.*

146. All elections of officers of the House, including the Speaker,

shall be conducted in accordance with these rules, so far as the same are applicable; and, pending the election of the Speaker, the Clerk shall preserve order and decorum, and shall decide all questions of order that may arise, subject to appeal to the House.—*March 19, 1860.*

147. These rules shall be the rules of the House of Representatives of the present and succeeding Congresses unless otherwise ordered.—*March 19, 1860.*

148. An additional standing committee shall be appointed at the commencement of each Congress, whose duties shall continue until the first session of the ensuing Congress, to consist of seven members, to be entitled a "Committee on Coinage, Weights, and Measures;" and to this committee shall be referred all bills, resolutions, and communications to the House upon that subject.—*January 21, 1864; March 2, 1867.*

149. The names of members not voting on any call of the ayes and noes shall be recorded in the Journal immediately after those voting in the affirmative and negative, and the same record shall be made in the Congressional Globe.—*June 8, 1864.*

150. It shall be the duty of the Committee on the Pacific Railroad to take into consideration all such petitions and matters or things relative to railroads or telegraph lines between the Mississippi Valley and the Pacific Coast as shall be presented or shall come in question, and be referred to them by the House, and to report their opinion thereon, together with such propositions relative thereto as to them shall seem expedient.—*March 2, 1865.*

151. It shall be the duty of the Committee of Ways and Means to take into consideration all reports of the Treasury Department, and such other propositions relative to raising revenue and providing ways and means for the support of the Government as shall be presented or shall come in question, and be referred to them by the House, and to report their opinion thereon by bill or otherwise, as to them shall seem expedient; and said committee shall have leave to report for commitment at any time.—*March 2, 1865.*

152. It shall be the duty of the Committee on Banking and Currency to take into consideration all propositions relative to banking and the currency as shall be presented or shall come in question, and be referred to them by the House, and to report thereon by bill or otherwise.—*March 2, 1865; [and on any questions referred to them by the House in relation to the currency the said committee may, during the present session, report at any time.]—June 6, 1876.*

153. It shall be the duty of the Committee on Mines and Mining to consider all subjects relating to mines and mining that may be referred to them, and to report their opinion thereon, together with such propositions relative thereto as may seem to them expedient.—*December 19, 1865.*

154. The allowance of stationery to each member and delegate shall be of the value of seventy-five dollars for a long session, and forty-five dollars for a short session of Congress.—*December 19, 1865.* (By law, the allowance for stationery and newspapers is fixed at one hundred and twenty-five dollars for each session.)

155. The hall of the House shall not be used for any other purpose than the legitimate business of the House, nor shall the Speaker entertain any proposition to use it for any other purpose, or for the suspension of this rule: *Provided*, That this shall not interfere with the performance of divine service therein, under the direction of the Speaker, or with the use of the same for caucus meetings of the members, or upon occasions where the House may, by resolution, agree to take part in any ceremonies to be observed therein.—*January 31, 1866.*

156. There shall be appointed at the commencement of each Congress a standing Committee on Freedmen's Affairs, to consist of nine members, whose duty it shall be to take charge of all matters concerning freedmen which shall be referred to them by the House.—*December 1, 1866.*

157. When an act has been approved by the President, the usual number of copies shall be printed for the use of the House.—*March 15, 1867.*

158. Messages from the Senate and the President of the United States, giving notice of bills passed or approved, shall be reported forthwith from the Clerk's desk.—*March 15, 1867.*

159. Estimates of appropriations, and all other communications from the Executive Departments, intended for the consideration of any of the committees of the House, shall be addressed to the Speaker, and by him submitted to the House for reference.—*March 15, 1867.*

160. There shall be appointed at each Congress a Committee on Education and Labor, to consist of nine members, to whom shall be referred all petitions, bills, reports, and resolutions on those subjects, and who shall from time to time report thereon.—*March 21, 1867.*

161. Pending a motion to suspend the rules, the Speaker may entertain one motion that the House do now adjourn; but after the result thereon is announced he shall not entertain any other dilatory motion till the vote is taken on suspension.—*Feb. 25, 1868.*

162. The Speaker shall appoint from among the Delegates from the Territories one additional member of the Committee on the Territories, one additional member of the Committee on Indian Affairs, one additional member of the Committee on Mines and Mining, and one additional member of the Committee on the Public Lands; but the said Delegates, in their respective committees, shall have the same privileges only as in the House.—*March 29, 1876.*

163. Whenever the seats of members shall have been drawn, no proposition shall be in order for a second drawing during the same Congress.—*February 8, 1872.*

164. All motions to withdraw papers from the files of the House shall be referred to the committee which last considered the case, who shall report without delay whether or not copies shall be left on file, but original papers shall not be withdrawn in any case where an adverse report has been made: and whenever the report is adverse, the same shall be in writing and ordered to be printed.—*December 18, 1873.*

165. The appointment and removal of the official reporters of the House, including stenographers of committees, shall be vested in the Speaker; and, in addition to their other duties, the reporters of the House proceedings and debates shall prepare and furnish for publication a list of the memorials, petitions, and other papers, with their reference, each day presented under the rule.—*January 15, 1874, and June 22, 1874.*

166. No person shall be allowed to enter the room over the hall of the House when the House is in session. The Clerk of the House is charged with the enforcement of this order.—*June 17, 1876.*

JOINT RULES AND ORDERS OF THE TWO HOUSES, AS THEY EXISTED AT THE CLOSE OF THE 43D CONGRESS.

1. In every case of an amendment of a bill agreed to in one house and dissented to in the other, if either house shall request a conference, and appoint a committee for that purpose, and the other house shall also appoint a committee to confer, such committees shall, at a convenient hour, to be agreed upon by their chairmen, meet in the conference chamber, and state to each other, verbally or in writing, as either shall choose, the reasons of their respective houses for and against the amendment, and confer freely thereon.—*November 13, 1794.*

2. When a message shall be sent from the Senate to the House of Representatives, it shall be announced at the door of the House by the Doorkeeper, and shall be respectfully communicated to the Chair by the person by whom it may be sent.—*November 13, 1794.*

3. The same ceremony shall be observed when a messenger shall be sent from the House of Representatives to the Senate.—*November 13, 1794.*

4. Messages shall be sent by such persons as a sense of propriety in each house may determine to be proper.—*November 13, 1794.*

5. While bills are on their passage between the two houses they shall be on paper, and under the signature of the Secretary or Clerk of each house, respectively.—*November 13, 1794.*

6. After a bill shall have passed both houses, it shall be duly enrolled on parchment by the Clerk of the House of Representatives, or the Secretary of the Senate, as the bill may have originated in the one or the other house, before it shall be presented to the President of the United States — *November 13, 1794.*

7. When bills are enrolled, they shall be examined by a joint committee of two from the Senate and two from the House of Representatives, appointed as a standing committee for that purpose, who shall carefully compare the enrollment with the engrossed bills as passed in the two houses, and correcting any errors that may be discovered in the enrolled bills make their report forthwith to their respective houses.—*November 13, 1794, and February 1, 1827.*

8. After examination and report, each bill shall be signed in the respective houses, first by the Speaker of the House of Representatives, then by the President of the Senate.—*November 13, 1794.*

9. After a bill shall have been thus signed in each house, it shall be presented by the said committee to the President of the United States for his approbation, (it being first indorsed on the back of the roll, certifying in which house the same originated; which indorsement shall be signed by the Secretary or Clerk, as the case may be, of the house in which the same did originate,) and shall be entered on the journal of each house. The said committee shall report the day of presentation to the President; which time shall also be carefully entered on the journal of each house.—*November 13, 1794.*

10. All orders, resolutions, and votes which are to be presented to the President of the United States for his approbation shall also, in the

same manner, be previously enrolled, examined, and signed; and shall be presented in the same manner, and by the same committee, as provided in the cases of bills.—*November 13, 1794.*

11. When the Senate and House of Representatives shall judge it proper to make a joint address to the President, it shall be presented to him in his audience chamber by the President of the Senate, in the presence of the Speaker and both houses.—*November 13, 1794.*

12. When a bill or resolution which shall have passed in one house is rejected in the other, notice thereof shall be given to the house in which the same shall have passed.—*June 10, 1790.*

13. When a bill or resolution which has been passed in one house shall be rejected in the other, it shall not be brought in during the same session, without a notice of ten days and leave of two-thirds of that house in which it shall be renewed.—*June 10, 1790.*

14. Each house shall transmit to the other all papers on which any bill or resolution shall be founded.—*June 10, 1790.*

15. After each house shall have adhered to their disagreement, a bill or resolution shall be lost.—*June 10, 1790.*

16. No bill that shall have passed one house shall be sent for concurrence to the other on either of the three last days of the session.—*January 30, 1822.*

17. No bill or resolution that shall have passed the House of Representatives and the Senate shall be presented to the President of the United States, for his approbation, on the last day of the session.—*January 30, 1822.*

18. When bills which have passed one house are ordered to be printed in the other, a greater number of copies shall not be printed than may be necessary for the use of the house making the order.—*February 9, 1829.*

19. No spirituous or malt liquors, or wines, shall be offered for sale, exhibited, or kept within the Capitol, or in any room or building connected therewith, or on the public grounds adjacent thereto. And it shall be the duty of the Sergeants-at-Arms of the two houses, under the supervision of the presiding officers thereof, respectively, to enforce the foregoing provisions. And any officer or employé of either house who shall in any manner violate or connive at the violation of this rule shall be dismissed from office.—*March 18, 1867.*

20. There shall be a joint committee on the Library, to consist of three members on the part of the Senate, and three on the part of the House of Representatives, to superintend and direct the expenditure of all moneys appropriated for the Library, and to perform such other duties as are or may be directed by law.—*December 7, 1843.*

21. After six days from the commencement of a second or subsequent session of Congress, all bills, resolutions, or reports which originated in either house, and at the close of the next preceding session remained undetermined in either house, shall be resumed and acted on in the same manner as if an adjournment had not taken place.—*August 14, 1848.*

22. The two houses shall assemble in the hall of the House of Representatives at the hour of 1 o'clock p. m. on the second Wednesday in February next succeeding the meeting of the electors of President and Vice-President of the United States, and the President of the Senate shall be their presiding officer; one teller shall be appointed on the part of the Senate, and two on the part of the House of Representatives to whom shall be handed, as they are opened by the President of the Senate, the certificates of the electoral votes; and said tellers having read the same in the presence and hearing of the two houses thus assembled.

bled, shall make a list of the votes as they shall appear from the said certificates; and the votes having been counted, the result of the same shall be delivered to the President of the Senate, who shall thereupon announce the state of the vote and the names of the persons, if any, elected, which announcement shall be deemed a sufficient declaration of the persons elected President and Vice-President of the United States, and, together with a list of the votes, be entered on the journals of the two houses.

If, upon the reading of any such certificate by the tellers, any question shall arise in regard to counting the votes therein certified, the same having been stated by the presiding officer, the Senate shall thereupon withdraw, and said question shall be submitted to that body for its decision; and the Speaker of the House of Representatives shall, in like manner, submit said question to the House of Representatives for its decision. And no question shall be decided affirmatively, and no vote objected to shall be counted, except by the concurrent vote of the two houses; which being obtained, the two houses shall immediately re-assemble, and the presiding officer shall then announce the decision of the question submitted; and upon any such question there shall be no debate in either house. And any other question pertinent to the object for which the two houses are assembled may be submitted and determined in like manner.

At such joint meeting of the two houses seats shall be provided as follows: For the President of the Senate, the "Speaker's chair;" for the Speaker, a chair immediately upon his left; for the Senators, in the body of the hall upon the right of the presiding officer; for the Representatives, in the body of the hall not occupied by the Senators; for the tellers, Secretary of the Senate, and Clerk of the House of Representatives, at the Clerk's desk; for the other officers of the two houses, in front of the Clerk's desk and upon either side of the Speaker's platform.

Such joint meeting shall not be dissolved until the electoral votes are all counted and the result declared; and no recess shall be taken, unless a question shall have arisen in regard to counting any of such votes, in which case it shall be competent for either house, acting separately in the manner hereinbefore provided, to direct a recess not beyond the next day, at the hour of 1 o'clock p. m.—*February 6, 1865.*

[For action of the two houses with respect to the joint rules see Journal House of Representatives, first session Forty-third Congress, pp. 239, 1470, 1477, and 1478. No action thereon was taken during the present session; but as business was transacted between the two houses in the mode prescribed by the same, it is deemed proper to insert them as they existed at the close of the Forty-third Congress.]

PROCEEDINGS
OF THE
JOINT SESSION OF THE TWO HOUSES OF CONGRESS
FOR
COUNTING THE ELECTORAL VOTE FOR PRESIDENT AND VICE-PRESIDENT.

THURSDAY, FEBRUARY 1, 1877.

[Pages 353, 354, 355, 356, and 357.]

The hour of 1 o'clock p. m., (Thursday, February 1, 1877,) having arrived—

The Senate attended in the hall of the House.

The President of the Senate took the Speaker's chair, as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," to open the certificates of the electors of the several States authorized to be represented in the electoral college for President and Vice-President of the United States for the term of four years, commencing March 4, 1877.

The presiding officer, in conformity with the foregoing-named act, proceeded to open and hand to the tellers the certificates of the electors of the several States, in the alphabetical order thereof, beginning with the letter A ;

And

The certificates from the States of Alabama, Arkansas, California, Colorado, Connecticut, and Delaware were then opened by the presiding officer, handed to and read by the tellers, and, there being no objection thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Florida having been next opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-President in the said State had been received by the President of the Senate.

All of the said certificates having been handed to the tellers and by them read,

Thereupon

Objections in writing were presented as follows, viz :

By Mr. David Dudley Field, a Representative from the State of New York :

The undersigned, Charles W. Jones, Senator of the United States from the State of Florida ; Henry Cooper, Senator of the United States from the State of Tennessee ; J. E. McDonald, Senator of the United States from the State of Indiana ; David Dudley Field, Representative from the State of New York ; J. Randolph Tucker, Representative

from the State of Virginia; G. A. Jenks, Representative from the State of Pennsylvania; and William M. Springer, Representative from the State of Illinois, object to the counting of the votes of Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long as electors of President and Vice-President of the United States in, for, or on behalf of the State of Florida; and to the paper purporting to be a certificate of M. L. Stearns, as governor of the said State, that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were appointed electors in, for, or on behalf of the said State; and to the papers purporting to be the list of votes cast by the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long for President and Vice-President of the United States; and to the votes themselves, for the reasons and upon the grounds following, among others; that is to say:

First. For that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were not appointed by the said State of Florida in such manner as its legislature had directed, or in any manner whatever, electors of President and Vice-President of the United States.

Second. For that Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock were appointed by the said State, in such manner as its legislature had directed, electors of President and Vice-President of the United States.

Third. The manner of appointing electors of President and Vice-President of the United States in, for, or on behalf of the State of Florida was by votes of the qualified electors at a general election held in said State on the 7th day of November, 1876; and the qualified electors of the said State did, on the said 7th day of November, 1876, execute the power by appointing Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock to be such electors, which appointment gave to the appointees an irrevocable title, that could not be changed, or set aside, or conferred on any other person.

Fourth. For that the pretended certificate, or paper purporting to be a certificate, signed by M. L. Stearns, as governor of the said State, of the appointment of the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long to be electors was, and is, in all respects, untrue, and was corruptly procured and made in pursuance of a conspiracy between the said M. L. Stearns, Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long, and other persons to these objectors unknown, with intent to deprive the people of the said State of the right to appoint electors, and to deprive Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock of their right to said office, and to assert and set up fictitious and unreal votes for President and Vice-President, and thereby to deceive the proper authorities of this Union.

Fifth. For that the said papers, falsely purporting to be the votes for President and Vice-President of the State of Florida, which are fictitious and unreal, and do not truly represent any votes or lawful acts, and are now here objected to, were made out and executed in pursuance of the same fraudulent conspiracy by the said persons purporting to have cast said votes.

Sixth. For that the said pretended certificates, and the pretended lists of electors connected therewith, so made by the said M. L. Stearns, if the said certificates and lists ever had any validity, which these objectors deny, have been annulled and declared void by a subsequent lawful certificate of the executive of the State of Florida, duly and lawfully made, in which the said Wilkinson Call, Robert Bullock, James E. Yonge, and Robert B. Hilton are truly and in due form declared to have been duly appointed by the said State in the manner directed by its constitution, and also by an act of the legislature of the said State, in which the title of the said Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock as such electors is declared to be good and valid; and, further, by the judgment of the circuit court of the said State of Florida for the second judicial circuit, that being a court of competent jurisdiction, upon information in the nature of *quo warranto* brought on the 6th day of December, 1876, before said pretended electors in any form voted for President or Vice-President, as aforesaid, by the State of Florida, on the relation of the said Wilkinson Call, Robert Bullock, James E. Yonge, and Robert B. Hilton against the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long, whereby the defendants, after having appeared, pleaded, and put in issue the questions of their own right and title, and that of the relators, to act as such electors, and after full hearing it was duly and lawfully adjudged by said court that the said Charles H. Pearce, Frederick C. Humphries, William H. Holden, and Thomas W. Long were not, nor was any one of them, elected, chosen, or appointed, or entitled to be declared elected, chosen, or appointed, as such electors or elector, or to receive certificates or certificate of election, or appointment, as such electors or elector, and that the said respondents were not, upon the said 6th day of December, or at any other time, entitled to assume or exercise any of the powers or functions of such electors or elector, but that they were, upon the said day and date, usurpers, and that all and singular their acts and doings as such were and are illegal, null, and void. And it is further considered and developed that said electors, Robert Bullock, Robert B. Hilton, Wilkinson Call, and James E. Yonge, all and singular, were, at said election, duly elected, chosen, and appointed electors of President and Vice-President of the United States; and were, on said 6th day of December, 1876, entitled to be declared elected, chosen, and appointed as such electors, and to have and receive certificates thereof, and upon the said day

and date, and at all times since, to exercise and perform all and singular the powers and duties of such electors, and to have and enjoy the pay and emoluments thereof.

For that the four persons last named did, as such electors, on December 6, 1876, cast the four votes of Florida for Mr. Tilden as President and Mr. Hendricks as Vice-President; and, as well in that respect as in all others, acting in entire and perfect conformity with the Constitution of the United States, certified the same votes to the President of the Senate.

They did everything toward the authentication of such votes required by the Constitution of the United States or by any act of Congress, except section 136 of the Revised Statutes. And, in conformity with the aforesaid judgment of the Florida court, the governor of Florida, who had been duly inducted into office subsequent to December 6, 1876, did, on the 26th day of January, 1877, give to the last-named four electors the triplicate lists prescribed by said act of Congress, (Revised Statutes of the United States, section 136,) which they forwaded, as prescribed by the act of Congress, as a supplement to their former certificate in that behalf.

And, in support of said objections and claims, the undersigned beg leave to refer to the reasons and documents submitted herewith, and to such petitions, depositions, papers, and evidence as may be hereafter produced, and as may be competent and pertinent in considering the said objections and claims.

Among the papers herewith submitted are the following, namely:

First. So much of the official Congressional Record of February 1, 1877, as contains the report of the House committee on the recent election in Florida.

Second. The original report of said committee.

Third. A certified copy of the act of the legislature of Florida, approved January 17, 1877, entitled "An act to procure a legal canvass of the electoral vote of the State of Florida as cast at an election held on the 7th of November, 1876."

Fourth. A certificate of the State canvassers of the election held November 7, 1876, dated January 19, 1877.

Fifth. A certified copy of an act of the legislature of the State of Florida, approved January 26, 1877, entitled "An act to declare and establish the appointment by the State of Florida of electors of President and Vice-President."

Sixth. The certificate of George F. Drew, governor of the State of Florida, of the names of the electors chosen on the 7th day of November, 1876, bearing date January 26, 1877.

Seventh. The certificate of Wilkinson Call, J. E. Yonge, R. B. Hilton, and Robert Bullock, appointed by the State of Florida, of the vote cast for President and Vice-President by them, bearing date of January 26, 1877.

Eighth. The record of the proceedings and judgment of the circuit court of Leon County, second judicial circuit of the State of Florida, on information in the nature of *quo warranto*, in the name of the State of Florida *ex rel.* F. C. Humphries, Charles H. Pearce, William H. Holden, and T. W. Long; also a certified copy of the act of the legislature of the State of Florida, approved January 26, 1877, aforesaid, and the certificate of the State canvassers aforesaid, and the proceedings and judgment on the information aforesaid, transmitted to and received by the House of Representatives on the 31st day of January, 1877.

CHARLES W. JONES,
HENRY COOPER,
J. E. McDONALD,

Senators.

DAVID DUDLEY FIELD,
J. R. TUCKER,
G. A. JENKS,

WILLIAM M. SPRINGER,

Members of the House of Representatives.

By Mr. Aaron A. Sargent, a Senator from the State of California:

An objection is interposed to the certificates, or papers purporting to be certificates, of the electoral votes of the State of Florida, as having been cast by Wilkinson Call, J. E. Yonge, Robert B. Hilton, and Robert Bullock, upon the ground that said certificates or papers are not authenticated according to the requirements of the Constitution and laws of the United States, so as to entitle them to be received or read, or the votes stated therein, or any of them, to be counted, in the election of President and Vice-President.

S. B. CONOVER,
A. A. SARGENT,
JNO. SHERMAN,
H. M. TELLER,

Senators.

WM. WOODBURN,
MARK H. DUNNELL,
JNO. A. KASSON,
GEO. W. McCRARY,

Members of the House of Representatives.

Also by Mr. Sargent:

An objection is interposed to the certificates, or papers purporting to be certificates, of the electoral votes of the State of Florida as having been cast by James E. Yonge, Wilkinson Call, Robert B. Hilton, and Robert Bullock, upon the ground that said certificates or papers do not include, or are not accompanied by, (in the package or inclosure in which they were received and opened by the President of the Senate in the presence of the two houses,) the certificate of the executive authority of the State of Florida of the list of the names of said electors, Yonge, Call, Hilton, and Bullock, or any of them, as being said electors. Nor are said certificates or papers objected to accompanied by any valid or lawful certification or authentication of said electors, Yonge, Call, Hilton, and Bullock, or any of them, as having been appointed, or as being electors to cast the electoral vote of the State of Florida, or entitling the votes of said Yonge, Call, Hilton, and Bullock, or either of them, to be counted in the election of President of the United States or of Vice-President of the United States.

S. B. CONOVER,
A. A. SARGENT,
JOHN SHERMAN,
H. M. TELLER,

Senators.

WILLIAM WOODBURN.
MARK H. DUNNELL,
JOHN A. KASSON,
GEORGE W. MCCRARY.

Members of the House of Representatives.

Also by Mr. Sargent:

An objection is interposed to the certificates, or papers purporting to be certificates, of the electoral votes of the State of Florida as having been cast by J. E. Yonge, Wilkinson Call, Robert B. Hilton, and Robert Bullock, upon the ground that, by a certificate of the electoral vote of the State of Florida, in all respects regular and valid and sufficient under the Constitution and laws of the United States, and duly authenticated as such and duly transmitted to and received by and opened by the President of the Senate in the presence of the two houses of Congress, it appears that Frederick C. Humphries, Charles H. Pearce, William H. Holden, and T. W. Long, and each of them, and no other person or persons, were duly appointed electors to cast the electoral vote of the State of Florida, and that the said above-named electors did duly cast the votes and did duly certify and did transmit the said electoral vote of the State of Florida to the President of the Senate, by reason whereof the said certificates or papers purporting to be certificates objected to are not entitled to be received or read, nor are the votes therein, or any of them, entitled to be counted in the election of President of the United States or of Vice-President of the United States.

S. B. CONOVER,
A. A. SARGENT,
JOHN SHERMAN,
H. M. TELLER,

Senators.

WM. WOODBURN,
MARK H. DUNNELL,
GEORGE W. MCCRARY,
JOHN A. KASSON,

Members of the House of Representatives.

By Mr. Charles W. Jones, a Senator from the State of Florida:

The undersigned object to the counting of the votes of F. C. Humphries as an elector for the State of Florida, upon the ground that the said Humphries was appointed a shipping commissioner under the Government of the United States at Pensacola, Florida, heretofore, on the 3d day of December, 1872, and qualified as such thereafter, on the 9th day of December, 1872, and continued to hold the said office continuously from the last-named day until and upon the 7th day of November, 1876, and thereafter until and upon the 6th day of December, 1876. Wherefore, and by reason of the premises, the said F. C. Humphries held, at the time of his alleged appointment as an elector of said State, and at the time of casting his vote as an elector thereof, an office of trust and profit under the United States, and could not be constitutionally appointed as elector as aforesaid.

C. W. JONES,

Senator.

C. G. THOMPSON.

Member of the House of Representatives.

By Mr. John A. Kasson, a Representative from the State of Iowa:

The undersigned object to the last paper read, purporting to be a certificate of electors and of the electoral votes of the State of Florida, and to the counting of the votes named therein.

because the same is not certified as required by the Constitution and laws of the United States, the certificate being by an officer not holding the office of governor or any other office in said State with authority in the premises at the time when the electors were appointed, nor at any time when the functions of the electors were exercised, nor until the duties of electors had been fully discharged by the lawful college of electors having the certificates of the governor of Florida at the time of the action of said lawful college, and duly transmitted to the President of the Senate as required by law.

Second. Because the proceedings as recited therein as certifying the qualifications of the persons therein claiming to be electors are *ex post facto*, and are not competent under the law as certifying any right in the said Call, Yonge, Hilton, and Bullock to cast the electoral vote of the said State of Florida.

Third. Because the said proceedings and certificates are null and void of effect as retro-active proceedings.

A. A. SARGENT,
JOHN SHERMAN,
Senators.
JOHN A. KASSON,
S. A. HURLBUT,

Members of the House of Representatives.

The foregoing objections having been read by the Secretary of the Senate and the Clerk of the House of Representatives,

The presiding officer announced that all the certificates with accompanying papers, together with the objections and accompanying papers, would be submitted to the Electoral Commission constituted by the act hereinbefore named, for its judgment and decision as to the true and lawful certificate from the State of Florida;

And thereupon, at 3 o'clock and 10 minutes p. m., the Senate withdrew to their chamber.

SATURDAY, FEBRUARY 10, 1877.

[Pages 416, 417, 418, 419.]

The Senate at 1 o'clock m. attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decisions of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877, and announced that the joint meeting of Congress for counting the electoral vote for President and Vice-President had resumed its session.

The presiding officer further stated that the two houses having separated pending the submission to the commission of objections to the certificates from the State of Florida, have re-assembled to hear and to coincide or otherwise with the decision of that tribunal, which, by a majority of the commission, in writing and signed by the members agreeing therein, will now be read by the Secretary of the Senate and be entered in the journal of each house.

The presiding officer thereupon laid before the joint convention the following report from the commission; which was read by the Secretary of the Senate, viz:

ELECTORAL COMMISSION,
Washington, D. C., February 9, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877.

The Electoral Commission mentioned in the said act, having received certain certificates,

and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Florida, and the objections thereto, submitted to it under the said act, now report that it has duly considered the same pursuant to said act, and has decided, and does hereby decide, that the votes of Frederick C. Humphreys, Charles H. Pearce, William H. Holden, and Thomas W. Long, named in the certificate of M. L. Stearns, governor of the said State, which votes are certified by said persons, as appears by the certificate submitted to the commission as aforesaid, and marked "number one" by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Four (4) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Four (4) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission also has decided, and hereby decides and reports, that the four persons first before named were duly appointed electors in and by said State of Florida.

The ground of this decision, stated briefly as required by said act, is as follows:

That it is not competent, under the Constitution and the law as it existed at the date of the passage of said act, to go into evidence *alimunde* the papers opened by the President of the Senate in the presence of the two houses to prove that other persons than those regularly certified to by the governor of the State of Florida on and according to the determination and declaration of their appointment by the board of State canvassers of said State, prior to the time required for the performance of their duties, had been appointed electors or by counter-proof to show that they had not, and that all proceedings of the courts or acts of the legislature or of the executive of Florida subsequent to the casting of the votes of the electors on the prescribed day are inadmissible for any such purpose.

As to the objection made to the eligibility of Mr. Humphreys, the commission is of opinion that, without reference to the question of the effect of the vote of an ineligible elector, the evidence does not show that he held the office of shipping commissioner on the day when the electors were appointed.

The commission has also decided, and does hereby decide and report, that, as a consequence of the foregoing, and upon the grounds before stated, neither of the papers purporting to be certificates of the electoral votes of said State of Florida numbered two (2) and three (3) by the commission, and herewith returned, are the certificates or the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington the day and year first above written.

SAMUEL F. MILLER,
W. STRONG,
JOSEPH P. BRADLEY,
GEO. F. EDMUNDS,

O. P. MORTON,
FREDK. T. FRELINGHUYSEN,
JAMES A. GARFIELD,
GEORGE F. HOAR,

Commissioners.

The presiding officer asked for objections to this decision; Whereupon,

Mr. David Dudley Field, a Representative from the State of New York, submitted the following objection to the said decision and report; which was read by the Clerk of the House, viz:

An objection is interposed by the undersigned Senators and Representatives to the decision made by the commission constituted by the act entitled "An act to provide for and regulate the counting of the vote for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," as to the true and lawful electoral vote of Florida, upon the following grounds:

First. For that the decision determines that the vote cast by Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long, as electors of President and Vice-President of the United States in and for or on behalf of the State of Florida, is the true and lawful electoral vote of said State, when, in truth and in fact, the vote cast by Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock is the true and lawful vote of said State.

Second. For that said commission refused to receive competent and material evidence tending to prove that Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long were not appointed electors in the manner prescribed by the legislature of the State of Florida, but were designated as electors by the returning-board of said State corruptly and fraudulently, in disregard of law, and with the intent to defeat the will of the people, expressed in the choice of Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock, who were legally and regularly appointed electors by the State of Florida in the manner directed by the legislature thereof.

Third. For that the decision aforesaid was founded upon the resolution and order of said commission previously made, as follows:

"Ordered, That no evidence will be received or considered by the commission which was not submitted to the joint convention of the two houses by the President of the Senate with the different certificates, except such as relates to the eligibility of F. C. Humphreys, one of the electors."

Fourth. For that said decision excludes all the evidence taken by the two houses of Congress and by the committees of each house concerning the frauds, errors, and irregularities committed by the persons whose certificates are taken as proof of the due appointment of electors.

Fifth. For that said decision excludes all evidence tending to prove that the certificates of — Stearns, governor, as also that of the board of State canvassers, was procured or given in pursuance of a fraudulent and corrupt conspiracy to cheat the State of Florida out of its rightful choice of electors, and to substitute therefor those who had not been chosen or appointed electors by said State in the manner directed by the legislature thereof.

Sixth. For that said commission refused to recognize the right of the courts of the State of Florida to review and reverse the judgment of the returning-board, or board of State canvassers, rendered through fraud and without jurisdiction, and rejected and refused to consider the action of said courts after their decision that Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long were not entitled to cast the electoral vote of Florida; which said decision was rendered by a court of said State in a case lawfully brought before said court, which court had jurisdiction over the subject-matter thereof, and whose jurisdiction over the said Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long had attached before any act was done by them as electors.

Seventh. For that said decision excludes all evidence tending to prove that the State of Florida, by all the departments of its government—legislative, executive, and judicial—has repudiated as fraudulent and void the certificates of — Stearns, governor, as well as that of the State canvassers, upon which certificate of the said governor the said commission has acted, and by means of which the true electoral votes of Florida have been rejected and false ones substituted in their stead; and

Eighth. For that to count the votes of Charles H. Pearce, Frederick C. Humphreys, William H. Holden, and Thomas W. Long as electors for President and Vice-President would be a violation of the Constitution of the United States.

CHS. W. JONES, Florida,
HENRY COOPER, of Tennessee,
FRANCIS KERNAN, of New York,
ELI SAULSBURY, Delaware,
J. E. McDONALD, Indiana,
W. H. BARNUM, Connecticut,

On the part of the Senate.

J. PROCTOR KNOTT,
DAVID DUDLEY FIELD, of New York,
W. S. HOLMAN, of Indiana,

J. R. TUCKER,
CHARLES P. THOMPSON,
G. A. JENKS, of Pennsylvania,
J. J. FINLEY,
MILTON SAYLER,
E. JNO. ELLIS,
W. R. MORRISON,
ABRAM S. HEWITT,
WILLIAM M. SPRINGER,

On the part of the House.

The presiding officer having asked for further objections and none being presented,

Thereupon,

The Senate withdrew to their chamber.

MONDAY, FEBRUARY 12, 1877.

[Pages 424, 425, 426, 427, 428, 429, 430.]

The Senate, at 2 o'clock and 25 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further announced that the two houses separately have considered and determined the objection submitted by Mr. Field to the decision of the commission upon the certificates from the State of Florida.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the decision of the commission upon the electoral vote

of the State of Florida stand as the judgment of the Senate, the objection made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the counting of the electoral votes from the State of Florida shall not proceed in conformity with the decision of the Electoral Commission, but that the votes of Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock be counted as the votes from the State of Florida for President and Vice-President of the United States.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the decision of the commission will stand unreversed, and the counting of the electoral votes will now proceed in conformity with the decision of the commission.

The tellers thereupon announced that the State of Florida casts four votes for Rutherford B. Hayes, of Ohio, for President, and four votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Georgia, Illinois, Indiana, Iowa, Kansas, and Kentucky were then opened by the presiding officer, handed to and read by the tellers, and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Louisiana having been next opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-President in the said State had been received by the President of the Senate.

All of the said papers purporting to be certificates having been handed by the presiding officer to the tellers, and by them read.

Thereupon,

Objections thereto in writing were presented as follows, viz:

By Mr. Joseph E. McDonald, a Senator from the State of Indiana:

The undersigned Senators and members of the House of Representatives of the United States object to the lists of names of the electors made and certified by William P. Kellogg, claiming to be, but who was not, the lawful governor of the State of Louisiana, and to the electoral votes of said State signed by W. P. Kellogg, J. H. Burch, Peter Joseph, L. A. Sheldon, Morris Marks, A. B. Levissee, O. H. Brewster, Oscar Joffron, being the two several certificates, the first and third, presented by the President of the Senate to the two houses of Congress in joint convention, for the reasons following:

I.

Because on the 7th day of November, 1876, there was no law, joint resolution, or other act of the legislature of the State of Louisiana in force directing the manner in which electors for said State should be appointed.

II.

Because if any law existed in the State of Louisiana on the 7th day of November, 1876, directing the manner of the appointment of electors, it was an act of the legislature which directed that electors should be appointed by the people of the State in their primary capacity at an election to be held on a day certain, at particular places, and in a certain way, and the people of the State, in accordance with the legislative direction, exercised the powers vested in them at an election held in said State November 7, 1876, in pursuance of said act and of the laws of the United States, and appointed John McEnery, R. C. Wickliffe, L. St. Martin, F. P. Poché, A. De Blanc, W. A. Seay, R. G. Cobb, and K. A. Cross to be electors by a majority for each of six thousand and upward of all the votes cast by qualified voters for electors at said election, and said electors received a certificate of their due appointment as such electors from John McEnery, who was then the rightful and lawful governor of said State, under the seal thereof, and thereupon the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross became and were vested with the exclusive authority of electors for the State of Louisiana, and no other person or persons had or could have such authority or power, nor was it within the legal power of any State or Federal off-

cer or any other person to revoke the power bestowed on the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, or to appoint other electors in their stead, or to impair their title to the office to which the people had appointed them.

III.

Because the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffron were not, nor was either of them, duly appointed an elector by the State of Louisiana, in the manner directed by the constitution and laws of said State and of the United States, and the lists of names of electors made and certified by the said William P. Kellogg, claiming to be, but not being, governor of said State, were false in fact, and fraudulently made and certified by said Kellogg, with full knowledge at the time that the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffron were not duly appointed electors by the qualified voters of said State, and without any examination of the returns of the votes cast for electors, as required by the laws of the State.

IV.

Because the pretended canvass of the returns of said election for electors of President and Vice-President by J. Madison Wells, T. C. Anderson, G. Casanave, and Louis M. Kenner, as returning-officers of said election, was without jurisdiction and void, for these reasons:

First. The statutes of Louisiana, under which said persons claimed to have been appointed returning-officers and to have derived their authority, gave them no jurisdiction to make the returns or to canvass or to compile the statements of votes cast for electors of President and Vice-President.

Secondly. Said statutes, if construed as conferring such jurisdiction, give the returning-officers power to appoint the electors, and are void as in conflict with the Constitution, which requires that electors shall be appointed by the State.

Thirdly. Said statutes, in so far as they attempt to confer judicial power and to give to the returning-officers authority in their discretion to exclude the statements of votes and to punish innocent persons without trial by depriving them of their legal right of suffrage, are in conflict with the constitution of the State of Louisiana, and are anti-republican and in conflict with the Constitution of the United States, in so far as they refer it to the discretion of the returning-officers to determine who are appointed electors.

Fourthly. If said Louisiana statutes should be held valid, they conferred no jurisdiction on said Wells, Anderson, Casanave, and Kenner, as a board of returning-officers, to make the returns of said election, or to canvass and compile the statements of votes made by the commissioners of said election, for the reason that they constituted but four of the five persons to whom the law confided those duties; that they were all of the same political party; and that there was a vacancy in said board of returning-officers, which the said Wells, Anderson, Casanave, and Kenner failed and refused to fill, as required by law.

Fifthly. Said board of returning-officers had no jurisdiction to exercise judicial functions and reject the statement of the votes at any poll or voting-place unless the foundation for such jurisdiction was first laid as required by the statute, which the papers and records before said board of returning-officers showed was not done to such an extent as to change the result of the election as shown on the face of the returns.

Sixthly. Said returning-officers, with a full knowledge that a true and correct compilation of the official statements of votes legally cast November 7, 1876, for presidential electors in the State of Louisiana, showed the following result, to wit:

	Votes.
John McEnery	83, 723
R. C. Wickliffe	83, 859
L. St. Martin	83, 650
F. P. Poché	83, 474
A. De Blanc	83, 633
W. A. Seay	83, 812
R. G. Cobb	83, 530
K. A. Cross	83, 603
W. P. Kellogg	77, 174
J. H. Burch	77, 162
Peter Joseph	74, 913
L. A. Sheldon	74, 902
Morris Marks	75, 240
A. B. Levissee	75, 395
O. H. Brewster	75, 479
Oscar Joffron	75, 618

And that said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross were duly and lawfully elected electors, illegally and fraudulently changed, altered, and

rejected the statements of votes made by the commissioners of election and the returns of supervisors of registration, and declared the following to be the state of the poll, to wit:

John McEnery	70, 508
R. C. Wickliffe	70, 509
L. St. Martin	70, 553
F. Poché	70, 335
A. De Blanc	70, 536
W. A. Seay	70, 525
R. G. Cobb	70, 423
K. A. Cross	70, 556
W. P. Kellogg	75, 135
J. H. Burch	75, 127
Peter Joseph	74, 014
L. A. Sheldon	74, 027
Morris Marks	74, 412
A. B. Levissee	74, 007
O. H. Brewster	74, 013
Oscar Joffron	74, 736

The said returning-officers thereupon falsely and fraudulently certified that said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffron were duly elected electors; when the fact was that, omitting the statements of votes illegally withheld by supervisors, those before the returning-officers, which it was their duty to, but which they did not, canvass and compile, showed majorities for McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross, ranging from 3,459 to 6,405.

Seventhly. The said returning-officers, before making any declaration of the vote for electors, offered, for a money consideration, to certify and declare the due election of the persons who, according to the face of the returns, received a majority of the votes and were duly and properly elected. Failing to find a purchaser, they falsely, corruptly, and fraudulently certified and declared the minority candidates elected, after having first applied for a reward for so doing. Wherefore the undersigned object to the certificate or declaration of the election of electors made by said board of returning-officers as utterly void, by reason of the fraud and corruption of said board of returning-officers in thus corruptly offering said certificates for sale.

V.

The undersigned especially object to counting the votes cast by the said A. B. Levissee for the reason that the State of Louisiana was forbidden by the Constitution of the United States to appoint the said A. B. Levissee an elector, because he was, at the time of the appointment of the electors in said State, to wit, on the 7th day of November, 1876, and for a number of days previous and subsequent thereto, holding an office of trust or profit under the United States, to wit, the office of commissioner of the United States circuit court for the district of Louisiana, and his subsequent appointment by the other electors was not only without authority of law and void, but it was knowingly and fraudulently made for an illegal and fraudulent purpose.

VI.

The undersigned especially object to counting the vote cast by the said O. H. Brewster, for the reason that the State of Louisiana was forbidden by the Constitution of the United States to appoint the said Brewster an elector, because he was, at the time of the appointment of electors of said State, to wit, the 7th day of November, A. D. 1876, and for a number of days previous and subsequent thereto, holding an office of trust or profit under the United States, to wit, the office of surveyor-general of the land-office for the land-district of the State of Louisiana, and any subsequent appointment of the said Brewster as an elector by the other electors was not only without warrant of law and void, but was made knowingly and fraudulently for an illegal and fraudulent purpose.

VII.

The undersigned object and insist that under no circumstances can more than six of the eight electoral votes cast in Louisiana for Rutherford B. Hayes and William A. Wheeler be counted, for the reason that at least two of the persons casting such votes, to wit, A. B. Levissee and O. H. Brewster, were not appointed electors by said State; and they further object especially to the vote given and cast by William P. Kellogg, one of the pretended electors of said State of Louisiana, because the certificate executed by himself as governor of that State to himself as elector of that State is void as to him, and creates no presump-

tion and is no evidence in his own favor that he was duly appointed such elector, and there is no other evidence whatever of his having been appointed an elector of said State. And they further object to the said Kellogg that by the constitution of Louisiana he was not entitled to hold both offices, but was disqualified therefrom, and that on the day of casting the vote aforesaid, and on the day of the election for electors, and after those days, he continued to act as governor of the State, and that his vote as elector is null and void.

Because the certified lists of the names of the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion as the duly appointed electors for the State of Louisiana by W. P. Kellogg, claiming to be, but who was not, governor of said State, were falsely, fraudulently, and corruptly made and issued as a part of a conspiracy between the said Kellogg and the said returning-officers, Wells, Anderson, Casanave, and Kenner, and other persons, to cheat and defraud the said McEnery, Wickliffe, St. Martin, Poché, De Blanc, Seay, Cobb, and Cross of the offices to which they had been duly appointed as aforesaid, and to defraud the State of Louisiana of her right to vote for President and Vice-President according to her own wish as legally expressed by the vote of the people at the election aforesaid.

For which reason the list of names of the said Kellogg, Burch, Joseph, Sheldon, Marks, Levissee, Brewster, and Joffrion, as electors, and the votes cast by them, are utterly void; in support of which reasons the undersigned refer to the Constitution and laws of the United States and of the State of Louisiana, and, among other, to the evidence taken at the present session of Congress by the Committee and Subcommittees on Privileges and Elections of the Senate, the Select Committee and the Subcommittees of the House of Representatives on the Recent Election in the State of Louisiana, and the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House of Representatives in Counting the Electoral Vote, together with papers accompanying said evidence.

ELI SAULSBURY,
J. E. McDONALD,
J. W. STEVENSON,
L. V. BOGY,

Senators.

DAVID DUDLEY FIELD,
G. A. JENKS,
R. L. GIBSON,
JOHN R. TUCKER,
W. M. LEVY,
E. JOHN ELLIS,
WM. R. MORRISON,

Representatives.

By Mr. Randall L. Gibson, a Representative from the State of Louisiana:

The undersigned Senators and members of the House of Representatives of the United States object to the certificates and electoral votes of the State of Louisiana signed by William P. Kellogg, J. H. Burch, Peter Joseph, L. A. Sheldon, Morris Marks, A. B. Levissee, O. H. Brewster, and Oscar Joffrion, for the following reasons:

First. The government of the State of Louisiana, as administered at and prior to the 7th day of November, 1876, and until this time, was and is republican in form.

Second. If the government of the State of Louisiana was and is republican in form, there was no canvass of the votes of the State made on which the certificates of election of the above-named alleged electors were issued.

Third. Any alleged canvass of votes on which the certificates of election of said alleged electors are claimed to be founded was an act of usurpation, was fraudulent and void.

Fourth. The votes cast in the electoral college of said State by Oscar Joffrion, William P. Kellogg, J. H. Burch, Morris Marks, are not electoral votes, for that the said Oscar Joffrion, William P. Kellogg, J. H. Burch, and Morris Marks are and were ineligible by the laws of Louisiana and were disqualified; for by the constitution of the State of Louisiana, section 117, it is provided that no person shall hold or exercise at the same time more than one office of trust or profit, except that of justice of the peace or notary public; whereas, on and prior to the 7th day of November, 1876, and until after the 6th day of December, 1876, W. P. Kellogg was acting *de facto* governor of said State; Oscar Joffrion was supervisor of registration for the parish of Point Coupee, in said State; Morris Marks was a district attorney for one of the districts of said State and candidate for district judge, and was elected at said election; and J. H. Burch was a member of the senate of said State, also a member of the board of control of the State penitentiary, administrator of the deaf and dumb asylum, both salaried offices, and treasurer of the school-board of the parish of East Baton Rouge.

Fifth. In addition thereto, said Oscar Joffrion was specially disqualified by the thirteenth section of the act of the legislature of said State, dated 24th day of July, 1874, which pro-

vides that no supervisor of registration shall be eligible for any office at any election when said supervisor officiates, and the said Oscar Joffrion, at the election held on the 7th day of November, 1876, did act and officiate as supervisor of registration for the parish of Point Coupee, in said State. In support hereof, *inter alia*, there is herewith submitted the testimony taken before the Special Committee of the House of Representatives to Investigate the Election in Louisiana; also the testimony taken before the Committee on Powers and Privileges of the House of Representatives; also the testimony taken before the Committee on Privileges and Elections of the Senate.

ELI SAULSBURY,
J. E. McDONALD,
FRANCIS KERNAN,

Senators.

G. A. JENKS,
J. R. TUCKER,
R. L. GIBSON,
DAVID DUDLEY FIELD,
W. M. LEVY,
E. JNO. ELLIS,

Representatives.

By Mr. Fernando Wood, a Representative from the State of New York:

The undersigned Senators and Representatives object to the counting of the vote of O. H. Brewster, A. B. Levissee, W. P. Kellogg, Oscar Joffrion, Peter Joseph, J. H. Burch, L. A. Sheldon, and Morris Marks as electors for the State of Louisiana, for the reason that the said persons were not appointed electors by the State of Louisiana in the manner directed by its legislature.

M. I. SOUTHARD,

Representative from the State of Ohio.

CHAS. E. HOOKER, *of Mississippi.*

R. A. DE BOLT, *of Missouri.*

R. P. BLAND, *of Missouri.*

JNO. W. STEVENSON, *of Kentucky.*

WM. PINKNEY WHITE, *of Maryland.*

FERNANDO WOOD,

Representative from the State of New York.

ERASTUS WELLS,

Representative, of Missouri.

A. G. EGBERT,

Representative, of Pennsylvania.

By Mr. Timothy O. Howe, a Senator from the State of Wisconsin:

The undersigned respectfully object to the counting of any vote for President and Vice-President of the United States given, or purporting to have been given, by John McEnery or R. C. Wickliffe, or of either of them, for the reason that there is no evidence whatever that either of said persons has been appointed an elector of said State in such manner as the legislature thereof has directed; and for the further reason that there is evidence conclusive in law that neither of said persons has been appointed to be an elector for the State of Louisiana in such manner as the legislature thereof has directed.

They respectfully object to the reading, the recording, or the acknowledging of any commission, or license, or certificate of appointment, or of authentication signed, or purporting to be signed, by John McEnery, as governor of the State of Louisiana, for the reason that there is no evidence that John McEnery is now, or ever was at any time during the year 1876, governor of the State of Louisiana, and for the further reason that there is conclusive evidence that W. P. Kellogg was, during the whole of the year 1876 and for several years prior thereto, governor of that State, was recognized as such by the judicial and legislative departments of the government of that State and by every department of the Government of the United States.

T. O. HOWE.
R. J. OGLESBY.
JOHN SHERMAN.
J. R. WEST.
S. A. HURLBUT.
W. TOWNSEND.
CHAS. H. JOYCE.
J. DANFORD.
W. W. CRAFO.
EUGENE HALE.
WM. LAWRENCE.

The same having been read by the Secretary of the Senate and Clerk of the House of Representatives,

Thereupon,

The presiding officer announced that all the certificates and papers, together with other papers accompanying the same, as well as the objections presented and accompanying papers, would be transmitted to the Electoral Commission, in accordance with the requirements of the electoral law, approved January 29, 1877, for its judgment and decision.

And then,

The Senate, at 4 o'clock and 34 minutes p. m., withdrew to their chamber.

MONDAY, FEBRUARY 19, 1877.

[Pages 463, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483.]

The Senate attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of Louisiana having been submitted to the commission, the two houses have reconvened to receive and consider the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz:

ELECTORAL COMMISSION,

Washington, D. C., February 16, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877:

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Louisiana, and the objections thereto submitted to it under said act, now report that it has duly considered the same, pursuant to said act, and has by a majority of votes decided, and does hereby decide, that the votes of William P. Kellogg, J. Henri Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Levissee, Orlando H. Brawster, and Oscar Joffrion, named in the certificate of William P. Kellogg, governor of said State, which votes are certified by said persons, as appears by the certificates submitted to the commission as aforesaid, and marked numbers one (1) and three (3) by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Eight (8) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Eight (8) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission has by a majority of votes also decided, and does hereby decide and report, that the eight persons first before named were duly appointed electors in and by the State of Louisiana.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appeared to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of Louisiana, and that they voted as

such at the time and in the manner provided for by the Constitution of the United States and the law.

And the commission has by a majority of votes decided, and does hereby decide, that it is not competent under the Constitution and the law as it existed at the date of the passage of said act to go into evidence *aliunde* the papers opened by the President of the Senate in the presence of the two houses to prove that other persons than those regularly certified to by the governor of the State of Louisiana on and according to the determination and declaration of their appointment by the returning-officers for elections in the said State prior to the time required for the performance of their duties had been appointed electors, or by counter-proof to show that they had not; or that the determination of the said returning-officers was not in accordance with the truth and the fact; the commission by a majority of votes being of opinion that it is not within the jurisdiction of the two houses of Congress assembled to count the votes for President and Vice-President to enter upon a trial of such questions.

The commission by a majority of votes is also of opinion that it is not competent to prove that any of said persons so appointed electors as aforesaid held an office of trust or profit under the United States at the time when they were appointed or that they were ineligible under the laws of the State, or any other matter offered to be produced *aliunde* the said certificates and papers.

The commission is also of opinion by a majority of votes that the returning-officers of elections who canvassed the votes at the election for electors in Louisiana were a legally constituted body by virtue of a constitutional law, and that a vacancy in said body did not vitiate its proceedings.

The commission has also decided, and does hereby decide by a majority of votes, and report, that as a consequence of the foregoing and upon the grounds before stated that the paper purporting to be a certificate of the electoral votes of said State of Louisiana, objected to by Timothy O. Howe and others, marked "N. C. No. 2" by the commission and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington the day and year first above written.

SAM. F. MILLER.
W. STRONG.
JOSEPH P. BRADLEY.
GEORGE F. EDMUNDS.
O. P. MORTON.
FREDERICK T. FRELINGHUYSEN.
JAMES A. GARFIELD.
GEORGE F. HOAR.



The presiding officer having asked for objections to this decision,
Thereupon,

Mr. Randall L. Gibson, a Representative from the State of Louisiana, submitted the following objection to the said decision and report; which was read by the Clerk of the House, viz:

The following objections are interposed by the undersigned, Senators and Representatives, to the decision made by the commission constituted by the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President and the decisions of questions arising thereon, for the term commencing March 4, A. D. 1877," as to the true and lawful electoral vote of the State of Louisiana, for the following reasons, viz:

First. For that the said commission as guides to their action adopted and rejected resolutions as follows:

FRIDAY, February 16, 1877.

The commission met at 10 o'clock a. m., pursuant to adjournment, with closed doors, for the purpose of consultation on the question submitted relative to the offers of proof connected with the objections raised to the certificates of electoral votes from the State of Louisiana.

After debate,

Mr. Commissioner Hoar submitted the following order:

Ordered, That the evidence offered be not received.

Mr. Commissioner Abbott offered the following as a substitute for the proposed order:

Resolved, That evidence will be received to show that so much of the act of Louisiana establishing a returning-board for that State is unconstitutional, and the acts of said returning-board are void.

The question being on the adoption of the substitute it was decided in the negative:

Yeas 7
Nays

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That evidence will be received to show that the returning-board of Louisiana, at the time of canvassing and compiling the vote of that State at the last election in that State, was not legally constituted under the law establishing it, in this: that it was composed of four persons all of one political party, instead of five persons of different political parties, as required by the law establishing said board.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas	7
Nays	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That the commission will receive testimony on the subject of the frauds alleged in the specifications of the counsel for the objectors to certificates Nos. 1 and 3.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas	7
Nays	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That testimony tending to show that the so-called returning-board of Louisiana had no jurisdiction to canvass the votes for electors of President and Vice-President is admissible.

The question being on the adoption of the substitute, it was determined in the negative:

Yeas	7
Nays	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Abbott offered the following as a substitute:

Resolved, That evidence is admissible that the statements and affidavits purporting to have been made and forwarded to said returning-board in pursuance of the provisions of section 26 of the election law of 1872, alleging riot, tumult, intimidation, and violence at or near certain polls and in certain parishes, were falsely fabricated and forged by certain disreputable persons, under the direction and with the knowledge of said returning-board; and that said returning-board, knowing said statements and affidavits to be false and forged, and that none of the said statements or affidavits were made in the manner or form or within the time required by law, did knowingly, willfully, and fraudulently fail and refuse to canvass or compile more than ten thousand votes lawfully cast, as is shown by the statements of votes of the commissioners of election.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas	7
Nays	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Hunton offered the following as a substitute:

Resolved, That evidence be received to prove that the votes cast and given at said election on the 7th of November last for the election of electors, as shown by the returns made by the commissioners of election from the several polls or voting-places in said State, have never been compiled or canvassed, and that the said returning-board never even pretended to compile or canvass the returns made by said commissioners of election, but that the said returning-board only pretended to canvass the returns made by said supervisors.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas	7
Nays	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Bayard offered the following as a substitute:

Resolved, That no person holding an office of trust or profit under the United States is eligible to be appointed an elector, and that this commission will receive evidence tending to prove such ineligibility as offered by counsel for objectors to certificates 1 and 3.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas 7
Nays 8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hutton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Field offered the following as a substitute:

Resolved, That in the opinion of the commission evidence is admissible upon the several matters which counsel for the objectors to certificates Nos. 1 and 3 offered to prove.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas 7
Nays 8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hutton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

The question then recurring on the adoption of the order submitted by Mr. Commissioner Hoar,

Mr. Commissioner Payne moved to strike out the word "not."

The question being on the adoption of the amendment, it was determined in the negative:

Yeas 7
Nays 8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hutton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

The question then recurred on the adoption of the order submitted by Mr. Commissioner Hoar in the following words:

Ordered, That the evidence offered be not received.

The question being on the adoption of the order, it was determined in the affirmative:

Yeas 8
Nays 7

Those who voted in the affirmative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Those who voted in the negative were: Messrs. Abbott, Bayard, Clifford, Field, Hutton, Payne, and Thurman—7.

On motion of Mr. Commissioner Field, it was—

Ordered, That the injunction of secrecy be removed from the proceedings of the commission.

The order was agreed to.

The doors were thereupon opened, and the respective counsel appeared.

The action of the commission on the various motions and orders submitted was read.

Mr. Commissioner Hoar. Mr. President, I desire to inquire of the Chair whether any of the time that counsel were entitled to under the order of the commission remains, or whether it has been exhausted? The Chair was not certain yesterday on that point.

The President. The time on the side of the objectors to certificates Nos. 1 and 3 was exhausted. In regard to the time remaining on the part of the objectors to certificate No. 2, I find that I made an error in my announcement yesterday by the correction of my associate, Judge Miller, and the journal clerk. By these corrections I am advised that ten minutes are left to that side, but substantially the time is exhausted.

Mr. Commissioner Payne. I move that the time be extended to counsel on each side for one hour on the general question.

Mr. Commissioner Garfield. I heard no request for that.

The President. Mr. Payne moves that one hour on each side be allowed to counsel for the discussion of the main question that remains.

Mr. Commissioner Garfield. I wish to say that the order under which four hours and a half of time were allowed to each side for the discussion of the whole question was proceeding to be executed when it was interrupted by an offer of testimony, and it was then agreed that two additional hours should be given to each side for the discussion of that question. After that agreement was entered into, it was also agreed that the counsel might draw on

their final time on the whole question, and use it on that interlocutory question if they chose to do so.

The President. And they did use it up.

Mr. Commissioner Garfield. They did use it up, and they discussed the whole question, together with the interlocutory question. The counsel have not asked for additional time; and if they had, I should myself consider that we ought to stand by our order. I shall vote against the motion of Mr. Payne.

The President. The motion is that an hour on each side be allowed for argument.

Mr. Commissioner Morton. Unless counsel desire that, I shall certainly vote against it.

Mr. Evarts. I think that counsel distinctly presented to the commission, and certainly felt thoroughly, that the discussion thus opened to them covered the whole merits of the case. That was our view.

The President. You are satisfied, then?

Mr. Evarts. We are satisfied with the discussion as it now stands.

The President. I will put the same inquiry to counsel on the other side.

Mr. Campbell. The time which was granted by the commission was granted with a view to the discussion of the questions arising on the case presented. We have nothing to add to the case we have submitted to the commission.

Mr. Commissioner Payne. Then I withdraw the motion.

Mr. Commissioner Abbott. I understand you to say, Judge Campbell, that the commission having ruled out all the evidence you offered, you have nothing further to add before the deed is done.

Mr. Campbell. Nothing, sir.

The President. The motion of Mr. Payne is withdrawn.

Mr. Commissioner Morton. I move that a committee of three members of the commission be appointed to prepare the report, and that we take an intermission of one hour for that purpose.

Mr. Commissioner Thurman. What is that motion?

The President. The motion is that a committee of three be appointed—

Mr. Commissioner Strong. Allow me to suggest that, before that question is formally passed on, there is a question of the admissibility of the evidence that was offered. We have not passed on the merits of the case, formally at least. I think we ought first to go into deliberation for that purpose.

Mr. Commissioner Morton. I withdraw the motion.

Mr. Commissioner Strong. It is possible that on a discussion of the merits of the case among ourselves, we may come to a conclusion which nobody is now authorized to anticipate.

Mr. Commissioner Hoar. I move that the commission go into consultation.

The motion was agreed to; and (at 5 o'clock and 25 minutes p. m.) the commission proceeded to consultation with closed doors.

Mr. Commissioner Morton offered the following:

Resolved, That the persons named as electors in certificate No. 1 were the lawful electors of the State of Louisiana, and that their votes are the votes provided by the Constitution of the United States, and should be counted for President and Vice-President.

Mr. Commissioner Thurman offered the following as a substitute:

Strike out all after the word "*Resolved*," and insert:

That inasmuch as the votes of the people of Louisiana for electors of President and Vice-President in November last have never been legally canvassed and declared, therefore the votes purporting to be votes of electors of that State for President and Vice-President ought not to be counted, and no electors of President and Vice-President can be regarded as chosen in that State.

The question being on the adoption of the substitute, it was decided in the negative:

Yeas.....	7
Nays.....	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

Mr. Commissioner Hunton moved to amend by striking out all after the word "*Resolved*," and inserting:

That the votes purporting to be the electoral votes of the State of Louisiana be not counted.

The question being on the adoption of the amendment, it was decided in the negative:

Yeas.....	7
Nays.....	8

Those who voted in the affirmative were: Messrs. Abbott, Bayard, Clifford, Field, Hunton, Payne, and Thurman—7.

Those who voted in the negative were: Messrs. Bradley, Edmunds, Frelinghuysen, Garfield, Hoar, Miller, Morton, and Strong—8.

And the question recurring on the adoption of the resolution of Mr. Commissioner Morton, it was decided in the affirmative:

Yeas 8
Nays 7

Those who voted in the affirmative were: Messrs. Bradley, Edmunds, Frelinghuysen, Gartfield, Hoar, Miller, Murton, and Strong—8.

Those who voted in the negative were: Messrs. Abbott, Bayard, Clifford, Field, Hutton, Payne, and Thurman—7.

Second. For that the said commission refused to receive evidence offered, as in the annexed paper stated, or any part of said evidence, and decided that the votes mentioned in the certificates numbered 1 and 3 shall be counted for Hayes and Wheeler, said evidence to the contrary notwithstanding.

W. H. BARNUM, Conn.,	WM. W. EATON, Conn.,	GEO. R. DENNIS, Md.,
CHAS. W. JONES, Fla.,	S. B. MAXEY, Tex.,	G. GOLDTHWAITE, Ala.,
FRANCIS KERNAN, N. Y.,	T. F. RANDOLPH, N. J.,	A. S. MERRIMON, N. C.,
FRANK HEREFORD, W. Va.,	R. E. WITHERS, Va.,	T. M. NORWOOD, Ga.,
HENRY COOPER, Tenn.,	J. E. BAILEY, Tenn.,	T. C. MCCREERY, Ky.,
LEWIS V. BOGY, Mo.,	H. G. DAVIS, W. Va.,	J. E. McDONALD, Ind.,
		<i>Senators.</i>

LUCIEN L. AINSWORTH,	AUG. A. HARDENBERGH,	JAMES B. REILLY,
JOHN D. C. ATKINS,	HENRY R. HARRIS,	AMERICUS V. RICE,
JOHN C. BAGBY,	JOHN T. HARRIS,	HAYWOOD Y. RIDDLE,
HENRY B. BANNING,	CARTER H. HARRISON,	JOHN ROBBINS,
GEORGE M. BEEBE,	JULIAN HARTRIDGE,	WILLIAM M. ROBBINS,
RICHARD P. BLAND,	WILLIAM HARTZELL,	MILES ROSS,
JAMES H. BLOUNT,	ROBERT A. HATCHER,	JOHN S. SAVAGE,
ANDREW R. BOONE,	ELI J. HENKLE,	MILTON SAYLER,
TAUL BRADFORD,	ABRAM S. HEWITT,	ALFRED M. SCALES,
JOHN M. BRIGHT,	GOLDSMITH W. HEWITT,	JOHN G. SCHUMAKER,
JOHN YOUNG BROWN,	BENJAMIN H. HILL,	JAMES SHEAKLEY,
AYLETT H. BUCKNER,	WILLIAM S. HOLMAN,	OTHO R. SINGLETON,
GEORGE C. CABELL,	CHARLES E. HOOKER,	WILLIAM F. SLEMONS,
JOHN H. CALDWELL,	JAMES H. HOPKINS,	MILTON I. SOUTHARD,
WILLIAM P. CALDWELL,	JOHN F. HOUSE,	WILLIAM A. J. SPARKS,
MILTON A. CANDLER,	ANDREW HUMPHREYS,	WILLIAM M. SPRINGER,
GEORGE W. CATE,	FRANK H. HURD,	WILLIAM H. STANTON,
BERNARD G. CAULFIELD,	GEORGE A. JENKS,	WILLIAM S. STENGER,
CHESTER W. CHAPIN,	FRANK JONES,	ADLAI E. STEVENSON,
JOHN B. CLARKE,	THOMAS L. JONES,	WILLIAM H. STONE,
JOHN B. CLARK, JR.,	EDWARD C. KEHR,	THOMAS SWANN,
HIESTER CLYMER,	J. PROCTOR KNOTT,	JOHN K. TARBOX,
ALEX. G. COCHRANE,	LUCIUS Q. C. LAMAR,	FREDERICK H. TEESSE,
FRANCIS D. COLLINS,	FRANKLIN LANDERS,	WILLIAM TERRY,
PHILIP COOK,	GEORGE M. LANDERS,	CHARLES P. THOMPSON,
JACOB P. COWAN,	LAFAYETTE LANE,	PHILIP F. THOMAS,
SAMUEL S. COX,	WILLIAM M. LEVY,	J. W. THROCKMORTON,
DAVID B. CULBERSON,	BURWELL B. LEWIS,	JOHN R. TUCKER,
JOSEPH J. DAVIS,	JOHN K. LUTTRELL,	JACOB TURNEY,
REZIN A. DE BOLT,	WILLIAM P. LYNDE,	JOHN L. VANCE,
GEORGE G. DIBRELL,	L. A. MACKEY,	ROBERT B. VANCE,
MILTON J. DURHAM,	LEVI MAISH,	ALFRED M. WADDELL,
JOHN R. EDEN,	WILLIAM MCFARLAND,	ANSEL T. WALLING,
ALBERT G. EGBERT,	JOHN A. MCMAHON,	ELIJAH WARD,
E. JOHN ELLIS,	HENRY B. METCALFE,	LEVI WARNER,
CHARLES J. FAULKNER,	CHARLES W. MILLIKEN,	WILLIAM W. WARREN,
WILLIAM H. FELTON,	ROGER Q. MILLS,	HENRY WATTERSON,
DAVID DUDLEY FIELD,	HERNANDO D. MONEY,	ERASTUS WELLS,
JESSE J. FINLEY,	CHARLES H. MORGAN,	WASH. C. WHITTHORNE,
WILLIAM H. FORNEY,	WILLIAM R. MORRISON,	PETER D. WIGGINSON,
BENJAMIN J. FRANKLIN,	WILLIAM MUTCHLER,	ALPHEUS S. WILLIAMS,
BENONI S. FULLER,	LAWRENCE T. NEAL,	JAMES WILLIAMS,
LUCIEN C. GAUSE,	JEPHTHA D. NEW,	JERE N. WILLIAMS,
RANDALL L. GIBSON,	JOHN F. PHILIPS,	BENJAMIN A. WILLIS,
JOHN M. GLOVER,	EARLEY F. POPPLETON,	WILLIAM W. WILSHIRE,
JOHN GOODE, JR.,	JOSEPH POWELL,	BENJAMIN WILSON,
JOHN R. GOODIN,	SAMUEL J. RANDALL,	FERNANDO WOOD,
THOMAS M. GUNTER,	DAVID REA,	JESSE J. YEATES,
ANDREW H. HAMILTON,	JOHN H. REAGAN,	CASEY YOUNG,
ROBERT HAMILTON,	JOHN REILLY,	

(For "annexed paper," referred to in the foregoing, see pages 474, 475, 476, 477, 478, 479, 480, 481.)

The presiding officer having asked for further objections,
Thereupon,

Mr. William A. Wallace, a Senator from the State of Pennsylvania, submitted the following objections to the said decision and report; which were read by the Secretary of the Senate, viz :

The undersigned, Senators and members of the House of Representatives, object to the decision of the Electoral Commission as to the electoral votes of the State of Louisiana, because—

First. The said decision was made in violation of the law under which said commission acts, in this, that by said act the said commission is required to decide whether any and what votes from such State are the votes provided for by the Constitution of the United States, and how many and what persons were duly appointed electors in said State; yet said commission refused to examine and ascertain who were duly appointed electors in and by the State of Louisiana, and what votes from such State are within the provisions of the Constitution of the United States.

Second. Because the act creating said commission was passed to the end that the commission would hear and examine evidence and honestly decide which electors in any disputed State were fairly and legally chosen; whereas the said commission refused to hear and consider evidence offered to show that the electors whose votes the said commission has decided shall be counted were not duly chosen, but falsely and fraudulently acted as such electors, as well as the evidence offered to show that the pretended certificates of election of said electors were produced by corruption and were wholly untrue.

Third. Because the said decision is in disregard of truth, justice, and law, and establishes the demoralizing and ominous doctrine that fraud, forgery, bribery, and perjury can lawfully be used as a means to make a President of the United States against the well-known or easily-ascertained will of the people and of the States.

JNO. W. JOHNSTON,
WM. A. WALLACE,
J. E. BAILEY,
GEO. R. DENNIS,
FRANCIS KERNAN,
JAMES K. KELLY,
ELI SAULSBURY,

Senators.

JAMES H. HOPKINS,
ANDREW R. BOONE,
CHAS. B. ROBERTS,
THOS. S. ASHE,
H. D. MONEY,
HIESTER CLYMER,

Representatives.

The presiding officer having asked for further objections,
Thereupon,

Mr. Alexander G. Cochrane, a Representative from the State of Pennsylvania, submitted the following objections to the said decision and report; which was read by the Clerk of the House, viz :

The undersigned Senators and Representatives do object to the counting of the votes as recommended by eight members of the joint commission, and do protest against counting the electoral vote of the State of Louisiana, for the reasons following, to wit :

First. It was not denied before the commission that the Tilden electors received a large majority of the votes cast.

Second. It was not denied before the commission that Wells and his associates, who styled themselves a returning-board, were guilty of gross fraud; that their certificate given to the Hayes electors was false and fraudulent, and that their action in canvassing the votes was in violation of the constitution and laws of the State of Louisiana.

Third. The action of the eight members of said joint commission in declining to hear evidence of the above and other facts was a violation of the letter and spirit of the act under

which said commission was created and of the spirit of the Constitution of the United States.

R. E. WITHERS,
JOHN W. JOHNSTON,
GEORGE R. DENNIS,
HENRY COOPER,
S. B. MAXEY,

Senators.

M. I. SOUTHARD,
ALEXANDER G. COCHRANE,
JOHN H. CALDWELL,
JAMES SHEAKLEY,
A. H. BUCKNER,
WM. MUTCHLER,
BENJAMIN WILSON.

Representatives.

The presiding officer having asked for further objection, and none being presented,

The Senate thereupon, at 12 o'clock and 55 minutes p. m., withdrew to their chamber.

TUESDAY, FEBRUARY 20, 1877.

[Pages 388, 489, 490, 491.]

The Senate, at 1 o'clock and 40 minutes p. m., (February 20,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further announced that the two houses separately have considered and determined the objections submitted to the decision of the commission upon the certificates from the State of Louisiana.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the decision of the commission upon the electoral vote of the State of Louisiana stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the votes purporting to be electoral votes for President and Vice-President which were given by William P. Kellogg, J. Henri Burch, Peter Joseph, Lionel A. Sheldon, Morris Marks, Aaron B. Levissee, Orlando H. Brewster, and Oscar Joffrion, claiming to be electors for the State of Louisiana, be not counted.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the decision of the Electoral Commission will stand unreversed, and the counting of the electoral votes for President and Vice-President will now proceed in conformity with said decision.

The tellers thereupon announced that the State of Louisiana casts 8 votes for Rutherford B. Hayes, of Ohio, for President, and 8 votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Maine, Maryland, and Massachusetts were then opened by the presiding officer, handed to and read by the tellers; and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Michigan having been next opened by the presiding officer, handed to and read by the tellers, and the presiding officer having asked for objection thereto,

Thereupon,

Objections in writing were presented as follows, viz :

By Mr. John Randolph Tucker, a Representative from the State of Virginia :

The undersigned, Senators and Representatives, object to the vote of Daniel L. Crossman as an elector for the State of Michigan upon the grounds following, to wit :

That a certain Benton Hanchett, of Saginaw, Michigan, was voted for and certified to have been elected and appointed an elector for the State of Michigan; that the said Benton Hanchett was on the 7th day of November, 1876, the day of the presidential election, and for a long period prior thereto had been, and up to and after the 6th day of December, 1876, the day on which the electors voted according to law, continued to be, an officer of the United States, and held the office of United States commissioner under and by appointment of the United States court for Michigan, which was an office of trust and profit under the United States; and that as such officer he could not be constitutionally appointed an elector under the Constitution of the United States.

And further, that by the laws of the State of Michigan there is power to fill vacancies in the office of electors under and by virtue of the following statute, and not otherwise :

"The electors of President and Vice-President shall convene at the capital of the State on the first Wednesday of December; and if there shall be any vacancy in the office of an elector, occasioned by death, refusal to act, neglect to attend, by the hour of twelve o'clock at noon of that day, or on account of any two of such electors having received an equal and the same number of votes, the electors present shall proceed to fill such vacancy by ballot and plurality of votes, and when all the electors shall appear or vacancies shall be filled as above provided, they shall proceed to perform the duties of such electors as required by the Constitution and laws of the United States." (*Compiled Laws of 1871*; compiler's section, 115.)

And the undersigned further state that there was no vacancy in the office of elector for which said Hanchett was voted and to which he was not appointed by reason of the disqualification aforesaid; nor was any vacancy therein occasioned by the death, refusal to act, or neglect to attend of any elector at the hour of twelve o'clock at noon of the 6th day of December, 1876, nor on account of any two electors having an equal vote, nor in any manner provided for by the statute aforesaid. And the undersigned therefore object that the election of Daniel L. Crossman by the electors present at Lansing, the capital of Michigan, on the 6th day of December, 1876, was wholly without authority of law, and was void, and he was not appointed an elector in such manner as the legislature of Michigan directed.

Wherefore they say that said Daniel L. Crossman was not a duly-appointed elector for the State of Michigan, and that his vote as an elector should not be counted.

And the undersigned hereto annex the evidence taken before the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House, to sustain said objection.

T. M. NORWOOD, Georgia,
WILLIAM A. WALLACE, Pennsylvania,
W. H. BARNUM, Connecticut,
FRANK HEREFORD, West Virginia,

Senators.

A. S. WILLIAMS, Michigan,
J. R. TUCKER, Virginia,
JOHN L. VANCE, Ohio,
J. A. MCMAHON,
A. V. RICE,
WILLIAM A. J. SPARKS,
JOHN S. SAVAGE,
LEVI MAISH,
FRANK H. HURD,

Representatives.

(For "evidence" referred to in the foregoing see pages 490, 491.)

The same having been read,

The presiding officer asked for further objections to the certificates from the State of Michigan.

No further objections being presented,

The presiding officer announced that, there being objections to the certificates of the State of Michigan, the Senate would withdraw to their chamber, that the two houses may separately consider and decide upon the said objection.

And thereupon,

The Senate, at 2 o'clock and 25 minutes p. m., withdrew to their chamber.

TUESDAY, FEBRUARY 20, 1877—Continued.

(Page 493.)

The Senate, at 5 o'clock and 20 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted to the vote of Daniel L. Crossman, an elector for the State of Michigan.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the objection made to the vote of Daniel L. Crossman, one of the electors of Michigan, is not good in law and is not sustained by any lawful evidence.

Resolved, That said vote be counted with the other votes of the electors of said State, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Whereas the fact being established that it is about twelve years since the alleged ineligible elector exercised any of the functions of a United States commissioner, it is not sufficiently proven that at the time of his appointment he was an officer of the United States: Therefore,

Resolved, That the vote objected to be counted.

The presiding officer thereupon announced that the two houses not concurring in ordering otherwise, the full electoral vote of the State of Michigan will be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The certificates from the States of Minnesota, Mississippi, Missouri, and Nebraska were then opened by the presiding officer, handed to and read by the tellers; and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Nevada having been next opened by the presiding officer, handed to and read by the tellers, and the presiding officer having asked for objections thereto;

Thereupon,

Objections in writing were presented as follows, viz:

By Mr. William M. Springer, a Representative from the State of Illinois:

The undersigned, Senators and Representatives, object to the vote of R. M. Daggett as an elector from the State of Nevada, upon the grounds following, namely:

That the said R. M. Daggett was, on the 7th day of November, 1876, and had been for a

long period prior thereto, and thereafter continued to be, a United States commissioner for the circuit and district courts of the United States for the said State, and held therefore an office of trust and profit under the United States, and as such could not be constitutionally appointed an elector under the Constitution of the United States :

Wherefore the undersigned say that the said R. M. Daggett was not a duly-appointed elector, and that his vote as an elector should not be counted.

And the undersigned hereto annex the evidence taken before the Committee of the House of Representatives on the Powers, Privileges and Duties of the House to sustain said objection.

W. H. BARNUM, Connecticut,
WILLIAM A. WALLACE, Pennsylvania,
FRANK HEREFORD, West Virginia,
Senators.

J. R. TUCKER, Virginia,
JOHN L. VANCE, Ohio,
WM. A. J. SPARKS,
JNO S. SAVAGE,
LEVI MAISH,
G. A. JENKS,
WILLIAM M. SPRINGER,
Representatives.

(For "evidence" referred to in foregoing, see pp. 494, 495, 496, 497, 498, 499, 500.)

Whereupon,

The presiding officer announced that, there being objections to the counting of the vote of Nevada, the Senate would withdraw to their chamber, that the two houses separately may consider and decide upon the said objections.

And thereupon,

The Senate, at 5 o'clock and 45 minutes p. m., withdrew to their chamber.

WEDNESDAY, FEBRUARY 21, 1877.

The Senate, at 11 o'clock and 40 minutes a. m., (Wednesday, February 21,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the act of Congress entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Representative Springer, on behalf of himself and others, to the vote of R. M. Daggett, an elector for the State of Nevada.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz :

Resolved, That the vote of R. M. Daggett be counted, with the other votes of the electors of Nevada, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz :

Resolved, That the vote of R. M. Daggett, one of the electors of the State of Nevada, be counted, the objections to the contrary notwithstanding.

The presiding officer thereupon announced that the full vote of the State of Nevada would be counted for Ruthertford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The certificates from the States of New Hampshire, New Jersey, New York, North Carolina, and Ohio were then opened by the presiding officer, handed to and read by the tellers; and there being no objections thereto, the said votes were counted and the results announced by the tellers.

The certificates from the State of Oregon having next been opened by the presiding officer, it appeared that more than one paper purporting to be a certificate of electoral votes cast for President and Vice-President in the said State had been received by the President of the Senate.

All of the said papers purporting to be certificates from the said State having been handed by the presiding officer to the tellers and by them read,

Thereupon,

Objections thereto in writing were presented as follows, viz:

By Mr. John H. Mitchell, a Senator from the State of Oregon:

The undersigned, Senators and members of the House of Representatives of the United States, object to the list of the names of the electors, E. A. Cronin, J. N. T. Miller, and John Parker, one of whom, E. A. Cronin, is included in the certificate of La Fayette Grover, governor of Oregon, and to the electoral votes of said State, signed by E. A. Cronin, J. N. T. Miller, and John Parker, being the certificate second presented by the President of the Senate to the two houses of Congress in joint convention, for the reasons following:

First. Because neither of said persons, E. A. Cronin, J. N. T. Miller, nor John Parker, was ever appointed elector of President and Vice-President by the State of Oregon, either in the manner directed by the legislature of such State, or in any other manner whatsoever.

Second. Because it appears from the records and papers contained in and attached to the certificate of W. H. Odell, John C. Cartwright, and John W. Watts, as presented by the President of the Senate to the two houses of Congress in joint convention, that said W. H. Odell, John C. Cartwright, and John W. Watts were duly and legally appointed electors for President and Vice-President by the State of Oregon in the manner directed by the legislature thereof, and duly cast their votes as such.

Third. Because it does not appear from the face of the certificate of La Fayette Grover, governor of the State of Oregon, attached to and part of the returns of the votes cast by E. A. Cronin, J. N. T. Miller, and John Parker, that such certificate was issued by the governor to the three persons having the highest number of votes for electors for the State of Oregon, and were duly chosen and appointed by said State, according to the laws thereof, but was issued by him to the persons whom he deemed to be eligible to said appointment, although one of such persons, E. A. Cronin, was not appointed thereto according to the laws of said State.

Fourth. Because it appears from the certificate of S. F. Chadwick, secretary of state, under the seal of the State, attached to and made a part of the returns and certificate of W. H. Odell, John C. Cartwright, and John W. Watts, that said persons, W. H. Odell, John C. Cartwright, and John W. Watts, received the highest number of votes at the election on the 7th day of November, 1876, for the office of electors of President and Vice-President; and that the secretary of state, on the 4th day of December following, officially declared, in pursuance of law, that they, Odell, Cartwright, and Watts, had received the highest number of votes; and that therefore the certificate of the governor, in so far as it omitted to certify the name of John W. Watts as one of the electors appointed, and in so far as such certificate contained the name of E. A. Cronin as one of the electors appointed, fails to conform to the act of Congress in such case made and provided, and the laws of Oregon in that behalf, and that such certificate is, as to said Cronin, without authority and of no effect.

Fifth. Because it appears from both certificates that W. H. Odell and John C. Cartwright, a majority of the electoral college, were duly appointed electors by the State of Oregon in the manner directed by the legislature thereof: that their record presented to the President of the Senate, and by him to the two houses of Congress, shows that a vacancy in the office of elector existed on the day fixed by law for the meeting of the electors, and that such vacancy was filled by the appointment of John W. Watts.

JOHN H. MITCHELL,
A. A. SARGENT,

United States Senators.

WILLIAM LAWRENCE,
HORATIO C. BURCHARD,
JAMES W. MCDILL,
Members House of Representatives.

By Mr. James K. Kelly, a Senator from the State of Oregon :

In the matter of the electoral vote of the State of Oregon for President and Vice-President of the United States.

The undersigned, United States Senators and members of the House of Representatives, make the following objections to the papers purporting to be the certificates of the electoral votes of the State of Oregon signed by John C. Cartwright, William H. Odell, and John W. Watts :

I.

The said papers have not annexed to them a certificate of the governor of Oregon, as required to be made and annexed by sections 136 and 138 of the Revised Statutes of the United States.

II.

The said papers have not annexed to them a list of the names of the said Cartwright, Odell, and Watts as electors, to which the seal of the State of Oregon was affixed by the secretary of state, and signed by the governor and secretary, as required by section 60 of chapter 14, title 9 of the general laws of Oregon.

III.

The said John W. Watts, therein claimed to be one of the said electors, was, in the month of February, 1873, appointed a postmaster at La Fayette, in the State of Oregon, and was duly commissioned and qualified as such postmaster, that being an office of trust and profit under the laws of the United States, and continued to be and act as such postmaster from February, 1873, until after the 13th day of November, 1876, and was acting as such postmaster on the 7th day of November, 1876, when presidential electors were appointed by the State of Oregon ; and that he, the said John W. Watts, was ineligible to be appointed as one of the said presidential electors.

IV.

When the governor of Oregon caused the lists of the names of the electors of said State to be made and certified, such lists did not contain the names of said John W. Watts, but did contain the names of John C. Cartwright, William H. Odell, and E. A. Cronin, who were duly appointed electors of President and Vice-President of the United States in the State of Oregon on the 7th day of November, 1876.

V.

It was the right and duty of the governor of Oregon, under the laws of that State, to give a certificate of election, or appointment as electors, to John C. Cartwright, William H. Odell, and E. A. Cronin, they being the three persons capable of being appointed presidential electors who received the highest number of votes at the election held in Oregon on the 7th day of November, 1876.

VI.

The said John C. Cartwright and William H. Odell had no right or authority in law to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, as there was no vacancy in the office of presidential elector on that day.

VII.

The said John C. Cartwright and William H. Odell had no right or authority in law to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, inasmuch as they did not on that day compose or form any part of the electoral college of the State of Oregon as by law constituted.

VIII.

The said John C. Cartwright and William H. Odell had no authority to appoint the said John W. Watts to be an elector on the 6th day of December, 1876, because the said Watts

was still on that day the postmaster at La Fayette, in the State of Oregon, and was still on that day holding the said office of profit and trust.

JAMES K. KELLY, of Oregon,
HENRY COOPER, of Tennessee,
LEWIS V. BOGY, of Missouri,
J. E. McDONALD, of Indiana,
J. W. STEVENSON, of Kentucky.

Senators.

DAVID DUDLEY FIELD, of New York,
J. R. TUCKER, of Virginia,
LA FAYETTE LANE, of Oregon,
G. A. JENKS, of Pennsylvania,
ANSEL T. WALLING, of Ohio,
HIESTER CLYMER, of Pennsylvania,
P. D. WIGGINTON, of California,
E. F. POPPLETON, of Ohio,
JNO. L. VANCE, of Ohio,
FRANK H. HURD, of Ohio,
J. K. LUTTRELL, of California.

Representatives.

By Mr. William Lawrence, a Representative from the State of Ohio:

The undersigned, Senators and members of the House of Representatives of the United States, object to the certificates and papers purporting to be certificates of the electoral votes of the State of Oregon cast by E. A. Cronin, J. N. T. Miller, and John Parker, and by each of them; and to the list of votes by them and each of them signed and certified as given for President of the United States and for Vice-President of the United States, for the following reasons:

First. That the said E. A. Cronin, J. N. T. Miller, and John Parker were not, nor was either of them, appointed an elector of President and Vice-President of the United States for the State of Oregon.

Second. For that W. H. Odell, J. C. Cartwright, and J. W. Watts were duly appointed electors of President and Vice-President of the United States for the State of Oregon, and as such electors, at the time and place prescribed by law, cast their votes for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States, and the list of votes signed, certified, and transmitted by such electors to the President of the Senate are the only true and lawful lists of votes for President and Vice-President of the United States.

Third. That the said W. H. Odell, J. C. Cartwright, and J. W. Watts received the highest number of all the votes cast for electors of President and Vice-President of the United States by the qualified voters of the State of Oregon at the election held in said State on the 7th day of November, A. D. 1876; and the secretary of state of the State of Oregon duly canvassed said votes, and made and certified under his hand and the great seal of the State of Oregon, and delivered to said W. H. Odell, J. C. Cartwright, and J. W. Watts two lists of the electors of President and Vice-President of the United States elected by the qualified voters of said State at said election, and showing that said W. H. Odell, J. C. Cartwright, and J. W. Watts were the persons having the highest number of votes of said qualified voters at such election, and were elected, which certificate is dated the 6th day of December, A. D. 1876, and which has been read before the two houses of Congress; by reason of all which said Odell, Cartwright, and Watts were the lawful electors of President and Vice-President of the United States for the State of Oregon.

JOHN H. MITCHELL,
A. A. SARGENT,

Senators.

WILLIAM LAWRENCE,
EUGENE HALE,
GEO. W. McCRARY,
N. P. BANKS,

Members of the House of Representatives.

The same having been read by the Secretary of the Senate and the Clerk of the House of Representatives,

The presiding officer thereupon asked for further objections, and, none being presented, announced that the said certificates, with the accompanying papers, together with the objections thereto, would be submitted to the Electoral Commission for its judgment and decision.

And thereupon,

The Senate, at 12 o'clock and 50 minutes p. m., (February 21,) withdrew to their chamber.

SATURDAY, FEBRUARY, 24, 1877.

[Pages 527, 528, 529.]

The Senate, at 11 o'clock and 55 minutes a. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the provisions of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of Oregon having been submitted to the Electoral Commission, the two houses have re-assembled to receive, consider, and coincide, or otherwise, with the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz:

ELECTORAL COMMISSION,

Washington, D. C., February 23, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877.

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes from the State of Oregon, and the objections thereto submitted to it under said act, now report that it has duly considered the same pursuant to said act, and has by a majority of votes decided and does hereby decide that the votes of W. H. Odell, J. C. Cartwright, and J. W. Watts, named in the certificate of said persons and in the papers accompanying the same, which votes are certified by said persons, as appears by the certificates submitted to the commission as aforesaid, and marked number one (1) N. C. by said commission, and herewith returned, are the votes provided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Three (3) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Three (3) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission has by a majority of votes also decided, and does hereby decide and report, that the three persons above named are duly appointed electors in and by the State of Oregon.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appear to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of Oregon, and that they voted as such at the time and in the manner provided for by the Constitution of the United States and the law.

And we are further of opinion that by the laws of the State of Oregon the duty of canvassing the returns of all the votes given at an election for electors of President and Vice-President was imposed upon the secretary of state and upon no one else; that the secretary of state did canvass the returns in the case before us and thereby ascertained that J. C. Cartwright, W. H. Odell, and J. W. Watts had a majority of all the votes given for electors and had the highest number of votes for that office, and by the express language of the statute those persons are deemed elected: that in obedience to his duty the secretary made a canvass and a tabulated statement of the votes showing this result, which, according to law, he placed on file in his office on the 4th day of December, A. D. 1876. All this appears by an official certificate under the seal of the State and signed by him and delivered by him to the electors and forwarded by them to the President of the Senate with their vote.

That the refusal or failure of the governor of Oregon to sign the certificate of the election of the persons so elected does not have the effect of defeating their appointment of such electors; that the act of the governor of Oregon in giving to E. A. Cronin a certificate of his election, though he received a thousand votes less than Watts, on the ground that the latter was ineligible, was without authority of law and is therefore void.

That although the evidence shows that Watts was a postmaster at the time of his election, that fact is rendered immaterial by his resignation both as postmaster and elector, and his subsequent appointment to fill the vacancy so made by the electoral college.

The commission has also decided and does hereby decide by a majority of votes and report that as a consequence of the foregoing and upon the grounds before stated the paper purporting to be a certificate of the electoral vote of said State of Oregon, signed by E. A. Cronin, J. N. T. Miller, and John Parker, marked No. 2 N. C. by the commission, and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington, District of Columbia, the day and year first above written.

SAMUEL F. MILLER.
W. STRONG.
JOSEPH P. BRADLEY.
GEO. F. EDMUNDS.
O. P. MORTON.
FREDK. T. FRELINGHUYSEN.
JAMES A. GARFIELD.
GEORGE F. HOAR.

The presiding officer having asked for objections to the foregoing report and decision of the commission,

Thereupon,

Mr. James K. Kelly, a Senator from the State of Oregon, submitted the following objections to the same, which were read by the Clerk of the House, viz:

The undersigned, Senators and members of the House of Representatives of the United States, object to the decision of the joint commission directing the counting of the vote of John W. Watts, an alleged elector for the State of Oregon, as given for Rutherford B. Hayes for President of the United States, and for William A. Wheeler, of New York, for Vice-President, and rejecting the vote of E. A. Cronin as cast for Samuel J. Tilden, of New York, for President, and Thomas A. Hendricks, of Indiana, for Vice-President, on the following grounds:

First. John W. Watts was not elected a presidential elector for Oregon.

Second. He (J. W. Watts) was not legally appointed as a presidential elector.

Third. He (Watts) was disqualified to receive any appointment as presidential elector or vote as such, in that he held an office of trust and profit under the United States.

Fourth. E. A. Cronin was elected a presidential elector for the State of Oregon, and in accordance with law as such cast a legal vote as an elector for Samuel J. Tilden for President and Thomas A. Hendricks for Vice-President, and the vote so cast should be counted.

JAMES K. KELLY,
WM. PINKNEY WHYTE,
HENRY COOPER,
J. E. McDONALD,
T. M. NORWOOD,
FRANK HEREFORD,

Senators.

LA FAYETTE LANE,
E. F. POPPLETON,
G. A. JENKS,
JOHN L. VANCE, of Ohio,
J. W. THROCKMORTON,
SCOTT WIKE,
P. D. WIGGINTON,
J. K. LUTTRELL.

Representatives.

The presiding officer having asked for further objections, and none being presented,

The presiding officer thereupon announced that, there being objections to the decision of the commission, the Senate would withdraw to their chamber, that the two houses separately may consider and determine the said objections.

And thereupon the Senate, at 12 o'clock and 10 minutes p. m., February 24, withdrew to their chamber.

SATURDAY, FEBRUARY 24, 1877—Continued.

[Pages 533, 534, 535, 536, 537, 538.]

The Senate, at 3 o'clock and 55 minutes p. m., (Saturday, February 24,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses having separated to consider and determine the objections to the decision of the commission on the certificates from the State of Oregon, their decisions thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate upon the said objections, viz:

Resolved, That the decision of the commission upon the electoral vote of the State of Oregon stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House of Representatives thereupon read the decision of the House of Representatives upon the said objections, viz:

Ordered, That the vote purporting to be the electoral vote for President and Vice-President, and which was given by one J. W. Watts, claiming to be an elector for the State of Oregon, be not counted.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the decision of the commission will stand unreversed, and the counting of the votes would proceed in conformity therewith.

The tellers accordingly announced that Oregon casts three (3) votes for Rutherford B. Hayes, of Ohio, for President, and three (3) votes for William A. Wheeler, of New York, for Vice-President.

The presiding officer then opened and handed to the tellers the certificates from the State of Pennsylvania.

The same having been read,

Mr. William S. Stenger, a Representative from the State of Pennsylvania, on behalf of himself and others, submitted the following objections to the said certificates; which objections were read by the Clerk of the House, viz:

The undersigned, Senators and Representatives, object to the counting of the vote of Henry A. Boggs as an elector for the State of Pennsylvania, on the grounds following, namely:

That a certain Daniel J. Morrell was a candidate for the post of elector for the State of Pennsylvania at the election for electors of President and Vice-President on the 7th day of November, 1876, and was declared by the governor of the State of Pennsylvania to have been duly elected an elector at said election.

And the undersigned aver that the said Daniel J. Morrell was not duly elected an elector for the State of Pennsylvania, because for a long period before and on the said 7th day of November, 1876, and for a long period subsequent thereto, the said Morrell held an office of trust and profit under the United States; that is to say, the office of commissioner under the act of Congress approved March 3, 1871, entitled "An act to provide for celebrating the one hundredth anniversary of American Independence by holding an international exhibition of arts, manufactures, and products of the soil and mine, in the city of Philadelphia and State of Pennsylvania, in the year 1876," to which he was appointed by the President of the United States under the provisions of said act.

Wherefore the undersigned aver that the said Morrell could not be constitutionally appointed an elector for the State of Pennsylvania on the said 7th day of November, 1876, under the Constitution of the United States.

And the undersigned further state that, on the 6th day of December, 1876, the said Morrell did not attend the meeting of the electors of the State of Pennsylvania, and that he was not, according to the laws of Pennsylvania and under the Constitution of the United States, duly elected an elector of said State, and could not be constitutionally and legally declared duly elected as such elector, and had no legal right to attend the said meeting of electors.

And the undersigned further state that the college of electors had power under the law of Pennsylvania to fill vacancies in the office of elector under and by virtue of the law of Pennsylvania, which is in the words following, and by none other whatsoever, namely:

"If any such elector shall die, or from any cause fail to attend at the seat of government at the time appointed by law, the electors present shall proceed to choose *visa voce* a person to fill the vacancy occasioned thereby, and immediately after such choice the name of the person so chosen shall be transmitted by the presiding officer of the college to the governor, whose duty it shall be forthwith to cause notice in writing to be given to such person of his election, and the person so elected [and not the person in *whose place* he shall have been chosen] shall be an elector, and shall, with the other electors, perform the duties enjoined on them as aforesaid."

And the undersigned further state that under said law the electors present had no authority to appoint the said Henry A. Boggs to fill the vacancy of the said Daniel J. Morrell or on any other grounds whatever, and that said supposed appointment of said Henry A. Boggs was wholly without authority of law, and was and is null and void.

Wherefore the undersigned aver that the said Henry A. Boggs was not duly appointed by the State of Pennsylvania in the manner that its legislature directed, and that he was not entitled to cast his vote as elector for said State, and that his vote as such should not be, because it cannot be, constitutionally counted.

And the undersigned hereto annex the evidence to sustain the above objections which has been taken before the Committee of the House of Representatives on the Powers, Privileges, and Duties of the House.

WILLIAM A. WALLACE, Pennsylvania,
M. W. RANSOM,
WM. PINKNEY WHITE,

Senators.

W. S. STENGER, Pennsylvania,
J. R. TUCKER, Virginia,
CHARLES B. ROBERTS, Maryland,
F. D. COLLINS, Pennsylvania,
JAC. TURNEY, Pennsylvania,
W. F. SLEMONS, Arkansas,
WM. MUTCHLER, Pennsylvania,
ALEX. G. COCHRANE, Pennsylvania,
JOHN L. VANCE, Ohio,
G. A. JENKS, of Pennsylvania,

Representatives.

(For "evidence" referred to in foregoing, see pages 534, 535, 536, 537, 538.)

The presiding officer having asked for further objections to the said certificates, and none being presented, thereupon announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon

The Senate, at 4 o'clock and 20 minutes p. m., (February 24,) withdrew to their chamber.

MONDAY, FEBRUARY 26, 1877.

[Pages 545, 546, 547.]

The Senate, at 3 o'clock and 15 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting

of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Mr. William S. Stenger, a Representative from the State of Pennsylvania, on behalf of himself and others, to the vote of Henry A. Boggs as an elector for the State of Pennsylvania.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz :

Resolved, That the vote of Henry A. Boggs be counted with the other votes of the electors of Pennsylvania, notwithstanding the objection thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz :

Resolved, That the vote of Henry A. Boggs as an elector for the State of Pennsylvania should not be counted, because said Boggs was not appointed an elector for said State in such manner as its legislature directed.

The presiding officer thereupon announced that, the two houses not concurring in ordering otherwise, the full electoral vote of the State of Pennsylvania would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote accordingly.

The presiding officer then opened and handed to the tellers the certificates from the State of Rhode Island.

The same having been read by the tellers.

Mr. William J. O'Brien, a Representative from the State of Maryland, on behalf of himself and others, submitted the following objections to the said certificates ; which objections were read by the Clerk of the House, viz :

The undersigned, Senators and Representatives, do hereby object to counting the vote of William S. Slater, alleged elector of the State of Rhode Island, and as reasons therefor assign the following :

First. That the said William S. Slater was not duly appointed an elector by the State of Rhode Island at the election in said State on the 7th day of November, 1876.

Second. That George H. Corliss, according to the decision of the Electoral Commission rendered in the counting of the vote of John W. Watts, as elector of the State of Oregon, if said decision be law, was duly appointed elector by the State of Rhode Island, and the substitution for him of the said Slater was illegal and unconstitutional.

Third. If in any event it was competent to complete the electoral college of Rhode Island by adding another elector thereto, it could only have been done under the law as announced by the said Electoral Commission, if said decision be law, and pursuant to the laws of said State by act of the majority of the members of said college, and not by the legislature of said State.

JAMES K. KELLY,
J. B. GORDON,

Senators.

WM. J. O'BRIEN,
R. Q. MILLS,
G. A. JENKS,
L. A. MACKEY,
A. V. RICE,
J. L. VANCE,
FRANK H. HURD,
JAMES J. FINLEY,
A. T. WALLING,
E. F. POPPLETON,
M. I. SOUTHARD,
E. J. HENKLE,
JOHN K. LUTTRELL,
A. M. WADDELL,
WM. P. LYNDE,

The presiding officer having asked for further objections to the said certificates, and none being presented, announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon,

The Senate, at 3 o'clock and 30 minutes p. m., (February 26,) withdrew to their chamber.

MONDAY, FEBRUARY 26, 1877—Continued.

[Pages 550, 551, 552.]

The Senate, at 6 o'clock p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses separately have considered and determined the objections submitted by Mr. William J. O'Brien, a Representative from the State of Maryland, to the vote of William S. Slater as an elector for the State of Rhode Island.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of William S. Slater be counted with the other votes of the electors of Rhode Island, notwithstanding the objections made thereto.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Resolved, That the vote of William S. Slater as an elector of the State of Rhode Island be counted, the objections to the contrary thereto notwithstanding.

The presiding officer thereupon announced that the two houses having concurred in ordering the full electoral vote of the State of Rhode Island to be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President, the vote of that State would be so counted.

The tellers thereupon announced the said vote accordingly.

The presiding officer then opened and handed to the tellers the certificates from the State of South Carolina.

The same having been read,

Mr. Alexander G. Cochrane, a Representative from the State of Pennsylvania, on behalf of himself and others, submitted the following objections to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina cast by C. C. Bowen and others; which objections were read by the Secretary of the Senate, viz:

The undersigned, Senators of the United States and members of the House of Representatives, object to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina cast by C. C. Bowen, D. Winsmith, T. B. Johnson, Timothy Hurley, W. B. Nash, Wilson Cook, W. B. Meyers, on the following grounds:

I.

For that no legal election was held in the State of South Carolina for presidential electors.

be general assembly of that State not having provided, as required by article 8, section 3, of the constitution thereof, for the registration of persons entitled to vote, without which registration no valid or legal election could be held.

II.

For that there was not existing in the State of South Carolina on the 1st day of January, 1876, nor at any time thereafter up to and including the 10th day of December, 1876, a republican form of government such as is guaranteed by the Constitution to every State in the Union.

III.

For that the Federal Government, prior to and during the election on the 7th day of November, 1876, without authority of law, stationed in various parts of the said State of South Carolina at or near the polling-places detachments of the Army of the United States, by whose presence the full exercise of the right of suffrage was prevented, and by reason whereof no legal or free election was or could be had.

IV.

For that at the several polling-places in the said State there were stationed deputy marshals of the United States, appointed under the provisions of sections 2021 and 2022 of the Revised Statutes of the United States, which provisions were unconstitutional and void. That the said deputy marshals, exceeding over one thousand in number, by their unlawful and arbitrary action in obedience to the improper and illegal instructions received by them from the Department of Justice, so interfered with the full and free exercise of the right of suffrage by the duly-qualified voters of the said State of South Carolina that a fair election could not be and was not held in the said State of South Carolina on the said 7th day of November, 1876.

V.

For that there was not from the 1st day of January, 1876, up to and including the 10th day of December, 1876, at any time, a State government in the State of South Carolina, except a pretended government set up in violation of law and of the Constitution of the United States by Federal authority and sustained by Federal troops.

JOHN W. JOHNSTON, Virginia,
W. H. BARNUM, Connecticut,

Senators.

LEVI MAISH, Pennsylvania,
JAMES SHEAKLEY,
GEO. C. CABELL, Virginia,
S. S. COX, New York,
WM. M. ROBBINS, North Carolina,
JNO. M. BRIGHT, Tennessee,
JOHN B. CLARK, Jr.,
G. C. WALKER,
R. A. DE BOLT,
JOHN R. EDEN,
J. R. TUCKER, Virginia,
THOMAS L. JONES, Kentucky,
J. B. CLARKE, Kentucky,
J. PROCTOR KNOTT,
WM. MUTCHLER, Pennsylvania,
ALEX. G. COCHRANE, Pennsylvania,

M. I. SOUTHARD,
FERNANDO WOOD,
J. A. McMAHON,
W. S. STENGER,
E. F. POPPLETON,
A. T. WALLING, Ohio,
A. M. SCALES,
THOS. S. ASHE,
CHARLES B. ROBERTS,
WM. A. J. SPARKS,
F. D. COLLINS,
JAC. TURNEY,
A. V. RICE, Ohio,
B. J. FRANKLIN, Missouri,
CHARLES P. THOMPSON,
JNO. F. PHILIPS, Missouri,
WM. S. HOLMAN, Indiana,
G. A. JENKS, Pennsylvania,
WILLIAM WALSH,

Representatives.

Mr. John J. Patterson, a Senator from the State of South Carolina, on behalf of himself and others, submitted the following objections to the certificates and papers purporting to be certificates of the electoral votes of South Carolina cast by Theodore G. Barker and others; which objections were read by the Clerk of the House of Representatives, viz :

The undersigned Senators and members of the House of Representatives of the United States object to the certificates and papers purporting to be certificates of the electoral votes of the State of South Carolina, cast by Theodore G. Barker, Samuel McGowan, John W.

Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich, and by each of them, and to the list of votes by them and each of them signed and certified as given for President of the United States and for Vice-President of the United States, for the following reasons:

I.

The said Theodore G. Barker, Samuel McGowan, John W. Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich were not, nor was either of them, appointed an elector of President and Vice-President of the United States for the State of South Carolina.

II.

The said papers have not annexed to them a certificate of the governor of South Carolina as required to be made and annexed by sections 136 and 138 of the Revised Statutes of the United States.

III.

The said papers have not annexed to them a list of the names of the said Theodore G. Barker, Samuel McGowan, John W. Harrington, John I. Ingram, William Wallace, John B. Erwin, and Robert Aldrich as electors, to which the seal of the State of South Carolina was affixed by the secretary of state, and signed by the governor and secretary as required by the general laws of South Carolina.

IV.

For that C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers were duly appointed electors of President and Vice-President of the United States for the State of South Carolina, and as such electors, at the time and place prescribed by law, cast their votes for Rutherford B. Hayes for President of the United States and for William A. Wheeler for Vice-President of the United States, and the lists of votes signed, certified, and transmitted by such electors to the President of the Senate are the only true and lawful lists of votes for President and Vice-President of the United States.

V.

That the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers received the highest number of all the votes cast for electors of President and Vice-President of the United States by the qualified voters of the State of South Carolina at the election held in said State on the 7th day of November, A. D. 1876, and the proper officers of the State of South Carolina duly canvassed said votes, and made and certified according to law and under the great seal of the State of South Carolina, and delivered to said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers lists of the electors of President and Vice-President of the United States elected by the qualified voters of said State at said election, and showing that said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers were the persons having the highest number of votes of said qualified voters at such election and were elected, which certificate is dated the 6th day of December, A. D. 1876, and which has been read before the two houses of Congress, by reason of all which said Bowen, Winsmith, Johnston, Hurley, Nash, Cook, and Myers were the lawful electors of President and Vice-President of the United States for the State of South Carolina.

VI.

That the lists of votes cast by the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers for President of the United States and for Vice-President of the United States have annexed to them a certificate of the governor of the State of South Carolina, required to be made by sections 136 and 138 of the Revised Statutes of the United States.

VII.

That said lists of votes have annexed to them a list of the names of the said C. C. Bowen, John Winsmith, Thomas B. Johnston, Timothy Hurley, William B. Nash, Wilson Cook, and William F. Myers as electors, to which the seal of the State of South Carolina was

affixed by the secretary of state, and signed by the governor and secretary as required by the general laws of South Carolina.

JNO. J. PATTERSON,
ANGUS CAMERON,
I. P. CHRISTIANCY,
Senators.
WILLIAM LAWRENCE,
E. G. LAPHAM,
N. P. BANKS,
ROBERT SMALLS,
S. L. HOGE,
J. H. RAINEY,
Representatives.

The presiding officer having asked for further objections, and none being presented, thereupon announced that the said certificates, with the accompanying papers, together with the objections thereto, would be submitted to the Electoral Commission for its judgment and decision.

And thereupon

The Senate, at 6 o'clock and 30 minutes p. m., withdrew to their chamber.

WEDNESDAY, FEBRUARY 28, 1877.

[Pages 570, 571, 572, 573.]

The Senate, at 12 o'clock and 15 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the provisions of the act entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the objections presented to the certificates from the State of South Carolina having been submitted to the Electoral Commission, the two houses have re-assembled to receive, consider, and coincide, or otherwise, with the decision of that tribunal.

The presiding officer thereupon laid before the joint meeting the following report from the said commission; which was read by the Secretary of the Senate, and is as follows, viz :

ELECTORAL COMMISSION,
Washington, D. C., February 27, A. D. 1877.

To the President of the Senate of the United States, presiding in the meeting of the two houses of Congress under the act of Congress entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, A. D. 1877 :

The Electoral Commission mentioned in said act, having received certain certificates and papers purporting to be certificates, and papers accompanying the same, of the electoral votes for the State of South Carolina, and the objections thereto submitted to it under said act, now report that it has duly considered the same pursuant to said act, and has by a majority of votes decided, and does hereby decide, that the votes of C. C. Bowen, J. Winsmith, Thomas B. Johnston, Timothy Hurley, W. B. Nash, Wilson Cook, and W. F. Myers, named in the certificate of D. H. Chamberlain, governor of said State, which votes are certified by said persons, as appears by the certificate submitted to the commission as aforesaid, and marked number one (1) N. C. by said commission, and herewith returned, are the votes pro-

vided for by the Constitution of the United States, and that the same are lawfully to be counted as therein certified, namely:

Seven (7) votes for Rutherford B. Hayes, of the State of Ohio, for President; and

Seven (7) votes for William A. Wheeler, of the State of New York, for Vice-President.

The commission has by a majority of votes also decided, and does hereby decide and report, that the seven persons first above named were duly appointed electors in and by the State of South Carolina.

The brief ground of this decision is that it appears, upon such evidence as by the Constitution and the law named in said act of Congress is competent and pertinent to the consideration of the subject, that the before-mentioned electors appear to have been lawfully appointed such electors of President and Vice-President of the United States for the term beginning March 4, A. D. 1877, of the State of South Carolina, and that they voted as such at the time and in the manner provided for by the Constitution of the United States and the law.

And the commission, as further ground for their decision, are of the opinion that the failure of the legislature to provide a system for the registration of persons entitled to vote does not render nugatory all elections held under laws otherwise sufficient, though it may be the duty of the legislature to enact such a law. If it were otherwise, all government in that State is a usurpation, its officers without authority, and the social compact in that State is at an end.

That this commission must take notice that there is a government in South Carolina republican in form, since its constitution provides for such a government, and it is and was on the day of appointing electors so recognized by the executive and by both branches of the legislative department of the Government of the United States.

That, so far as this commission can take notice of the presence of the soldiers of the United States in the State of South Carolina during the election, it appears that they were placed there by the President of the United States to suppress insurrection, at the request of the proper authorities of the State.

And we are also of opinion that, from the papers before us, it appears that the governor and secretary of state have certified under the seal of the State that the electors whose vote we have decided to be the lawful electoral vote of the State were duly appointed electors, which certificate, both by presumption, by law, and by the certificate of the rival claimants of the electoral office, was based upon the action of the State canvassers. There exists no power in this commission, and there exists none in the two houses of Congress in counting the electoral vote, to inquire into the circumstances under which the primary vote for electors was given. The power of the Congress of the United States in its legislative capacity to inquire into the matters alleged, and to act upon the information so obtained, is a very different one from its power in the matter of counting the electoral vote. The votes to be counted are those presented by the State, and when ascertained and presented by the proper authorities of the State they must be counted.

The commission has also decided, and does hereby decide, by a majority of votes, and reports that, as a consequence of the foregoing and upon the grounds before stated, the paper purporting to be a certificate of the electoral vote of said State of South Carolina, signed by Theodore G. Barker, S. McGowan, John W. Harrington, John Isaac Ingram, William Wallace, John B. Erwin, and Robert Aldrich, marked No. 2 N. C. by the commission and herewith returned, is not the certificate of the votes provided for by the Constitution of the United States, and that they ought not to be counted as such.

Done at Washington, District of Columbia, the day and year first above written.

SAMUEL F. MILLER.

W. STRONG.

JOSEPH P. BRADLEY.

GEO. F. EDMUNDS.

O. P. MORTON.

FREDK. T. FRELINGHUYSEN.

JAMES A. GARFIELD.

GEORGE F. HOAR.

The presiding officer having asked for objection to the foregoing report and decision of the commission,

Thereupon,

Mr. John F. Philips, a Representative from the State of Missouri, on behalf of himself and others, presented the following objections to the same; which were read by the Clerk of the House of Representatives, viz:

The undersigned Senators and Representatives do hereby object to counting the votes cast by C. C. Bowen, J. Winsmith, Thomas B. Johnston, Timothy Hurley, W. B. Nash, Wilson Cook, and W. F. Myers, alleged electors of the State of South Carolina in conformity to the decision of the Electoral Commission, and as reasons therefor assign the following:

I.

Because no legal election was held in the State of South Carolina on the 7th day of November last past for presidential electors in compliance with section 3, article 8, of the constitution thereof, requiring a registration of the electors of the State as a qualification to vote.

II.

Because, in consequence of frauds practiced in said election, and the interference with and intimidation of the electors in said State by the Federal Government prior to and during said election, stationing in various parts of said State, near the polling-places, detachments of the Army of the United States, a full and free exercise of the right of suffrage was prevented, in consequence of which there was no lawful election had.

III.

Because, in violation of the Constitution of the United States, the Federal authorities, at the several polling-places in said State on the day of election, stationed over one thousand deputy marshals of the United States, who, by their unlawful and arbitrary action in obedience to the unauthorized instructions from the Department of Justice, so interfered with the full and free exercise of the right of suffrage by the voters of said State that a fair election could not be and was not held in said State on the 7th day of November, 1876.

IV.

Because the certification of the election held by said electors, on the 6th day of December, 1876, was not made by the lawfully-constituted governor of said State.

V.

Because the said Electoral Commission, contrary to its duty and the authority vested in it by law, neglected and refused to inquire into the facts and allegations aforesaid, and their said decision is contrary to the law and the truth.

VI.

Because, at the time of the pretended appointment of the said electors in the State of South Carolina, it was under duress from the power of the United States unlawfully exerted upon it, and said pretended appointments were made under such duress.

VII.

Because the certificate numbered 1 was and is void—

First. For irregularity in that the electors were not sworn, as by the constitution of the State of South Carolina they were required to be.

Second. The certificate does not state that said electors voted by ballot, as required by the Constitution of the United States.

Third. The certificate upon the envelope in which the said certificate and accompanying papers were inclosed was not the certificate required by the laws of the United States.

T. M. NORWOOD,
JAMES K. KELLY,
HENRY COOPER,
S. B. MAXEY,
WM. A. WALLACE,
Senators.

J. F. PHILIPS,
HIESTER CLYMER,
ERASTUS WELLS,
A. T. WALLING,
A. M. WADDELL,
JOHN R. EDEN,
THOS. L. JONES,
J. R. TUCKER,
Representatives.

The presiding officer having asked for further objections,
Mr. Milton I. Southard, a Representative from the State of Ohio, on

behalf of himself and others, submitted the following objections; which were read by the Secretary of the Senate, viz:

The undersigned, Senators and members of the House of Representatives, object to the counting of the electoral vote purporting to come from South Carolina, in conformity with the decision of the majority of the Electoral Commission, for the reason that the said electoral votes, as well as the votes of the people of said State at the presidential election on the 7th day of November last, were given under duress caused by the unlawful exercise of Federal power.

A. S. MERRIMON,
GEO. R. DENNIS,
J. E. McDONALD,
WM. A. WALLACE,
C. W. JONES,

Senators.

DAVID DUDLEY FIELD,
M. I. SOUTHARD,
WM. MUTCHLER,
JOHN GOODE, JR.,
JESSE J. YEATES,
JOHN H. CALDWELL,
S. S. COX,
R. A. DE BOLT,
JOHN B. CLARK, JR.,

Representatives.

The presiding officer having asked for further objections, and none being presented,

The presiding officer thereupon announced that, there being objections to the decision of the commission, the Senate would withdraw to their chamber, that the two houses separately may consider and determine the said objections.

And thereupon

The Senate, at 12 o'clock and 30 minutes p. m., (Wednesday, February 28,) withdrew to their chamber.

Whereupon,

The House resumed its session.

WEDNESDAY, FEBRUARY 28, 1877—Continued.

[Pages 580, 581, 582.]

The Senate, at 6 o'clock and 20 minutes p. m., attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877; and announced that the joint meeting of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses having separated to consider and determine the objections submitted to the decision of the Electoral Commission on the certificates from the State of South Carolina, and having separately decided thereon, their said decisions would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the decision of the commission upon the electoral vote in the State of South Carolina stand as the judgment of the Senate, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz :

Resolved, That the objections to the decision of the Electoral Commission upon the electoral vote of South Carolina be sustained by the House, and that said vote be not counted in conformity with the decision of said commission.

The presiding officer thereupon announced that, the two houses not concurring, the decision of the commission will stand unreversed, and the counting of the votes would proceed in conformity therewith.

The tellers accordingly announced that South Carolina casts seven (7) votes for Rutherford B. Hayes, of Ohio, for President, and seven (7) votes for William A. Wheeler, of New York, for Vice-President.

The certificates from the States of Tennessee and Texas were then opened by the presiding officer, handed to and read by the tellers, who, (there being no objection thereto,) announced the results.

The presiding officer having opened the certificate from the State of Vermont, handed the same to the tellers.

The same having been read,

Thereupon,

Objections in writing were presented as follows, viz :

By Mr. William M. Springer, a Representative from the State of Illinois, viz :

The undersigned, Senator and members of the House of Representatives, object to the counting of the vote of the State of Vermont, for the reason that two returns, or papers purporting to be returns, of the electoral vote of said State were forwarded to the President of the Senate, and that only one of said returns has been laid before the two houses, the President of the Senate having stated that but one return has been received by him from said State; and a duplicate copy of one of said returns is herewith submitted for the consideration of the Senate and House of Representatives.

A. S. MERRIMON,
Senator.
W. M. SPRINGER,
A. H. HAMILTON,

Members of the House of Representatives.

By Mr. Earley F. Poppleton, a Representative from the State of Ohio, viz :

The undersigned, Senator and Representatives, object to the return from the State of Vermont on the grounds following, namely :

First. That Henry N. Sollace, who is certified to have been elected on the 7th of November, 1876, was at that day, and for a long time before had been, a postmaster of the United States, and therefore held an office of trust and profit under the United States, and could not be constitutionally appointed an elector of said State under the Constitution of the United States.

Second. That the law of Vermont did not authorize the election of said Sollace to fill the vacancy alleged to have been the result of the absence of said Sollace from the college of electors.

Third. It does not appear that said Sollace had resigned his office of postmaster at the date of his appointment by the college of electors.

Fourth. That Amos Aldrich, who received the highest vote at the election on the 7th day of November, 1876, next to that cast for said Sollace, should have been allowed to have cast one of the electoral votes of the State of Vermont.

W. H. BARNUM, Connecticut,
Senator.
E. F. POPPLETON,
J. A. McMAHON,
JACOB TURNEY, Pennsylvania,
JOHN L. VANCE, Ohio,
G. G. DIBRELL, Tennessee,
FRANK H. HURD,
A. T. WALLING, Ohio,
WM. TERRY,

Representatives.

Also by Mr. Earley F. Poppleton, a Representative from the State of Ohio, the following, viz:

The undersigned Senator and members object to the return No. 1 from the State of Vermont on the ground following, to wit:

I. That Henry S. Sollace, who is certified to have been elected on the 7th day of November, 1876, was at that day, and for a long time before had been, a postmaster of the United States, and therefore held an office of trust and profit under the United States, and could not be constitutionally appointed an elector of said State under the Constitution of the United States.

II. That the law of Vermont did not authorize the election of said Sollace to fill the vacancy alleged to have been the result of the absence of said Sollace from the college of electors.

III. It does not appear that said Sollace had resigned the office of postmaster at the date of his appointment to the college of electors, which fact is proper to be inquired of by the commission established by law.

IV. It is proper for the said commission to inquire and report whether Amos Aldrich, who received the highest number of votes at the election on the 7th day of November, 1876, next to that cast for said Sollace, and who is certified as an elector by certificate No. 2, is not the duly-appointed elector for the State of Vermont.

W. H. BARNUM, of Connecticut,

Senator.

EARLEY F. POPPLETON, of Ohio,

JOHN A. McMAHON, of Pennsylvania,

JACOB TURNEY, of Pennsylvania,

JOHN L. VANCE, of Ohio,

GEORGE G. DIBRELL, of Tennessee,

FRANK H. HURD, of Ohio,

ANSEL T. WALLING, of Ohio,

WILLIAM TERRY, of Virginia,

Representatives.

The said objections having been read,

The presiding officer having asked for further objections to the said certificates, and none being presented, announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

And thereupon,

The Senate, at 7 o'clock and 10 minutes p. m., withdrew to their chamber.

THURSDAY, MARCH 1, 1877.

[Pages 604-607.]

The Senate, at 10 o'clock and 55 minutes p. m., attended in the hall of the House.

The president of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for counting the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses of Congress separately having considered and determined the objections to the certificate from the State of Vermont, their action thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz:

Resolved, That the vote of Henry L. Sollace, as an elector for the State of Vermont, be counted, together with the other four electoral votes of that State, the objections to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives thereon, viz:

Ordered, That the vote of Henry N. Sollace, claiming to be an elector from the State of Vermont, be not counted.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the full electoral vote of the State of Vermont would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote of the State of Vermont accordingly.

The certificates from the States of Virginia and West Virginia were then opened by the presiding officer, handed to and read by the tellers, who (there being no objections thereto) announced the results.

The presiding officer having opened the certificates from the State of Wisconsin, handed the same to the tellers.

The same having been read,

Thereupon,

Mr. William P. Lynde, a Representative from the State of Wisconsin, presented the following objections, viz:

The undersigned Senators and Representatives object to the counting of the vote of Daniel L. Downs as one elector for the State of Wisconsin upon the following grounds, namely:

That the said Daniel L. Downs held the office of pension-surgeon and of examining-surgeon for the Pension-Office by valid appointment under the laws of the United States prior to the 7th day of November, 1876, the day of the presidential election, and upon said day, and upon the 6th day of December, 1876, at the time of his assuming to cast a vote as elector for the State of Wisconsin, and that he has continually held said office from a long period prior to the said 7th day of November, 1876, until the present time; and the undersigned therefore state that said Downs, as pension-surgeon and as examining-surgeon for the Pension-Office as aforesaid, held an office of trust and profit under the United States on the day of the presidential election, and on the day that he voted as an elector for the State of Wisconsin, and therefore could not be constitutionally appointed an elector for the State of Wisconsin or vote as such under the Constitution of the United States.

Wherefore the undersigned aver that the said Downs was not duly appointed an elector for the said State, and that his vote cannot be constitutionally counted. And the undersigned hereto annex the evidence of the facts above stated, and to be taken as a part of their objections.

W. H. BARNUM, Connecticut,
J. E. McDONALD, Indiana,
JAS. K. KELLY, Oregon,
HENRY COOPER, Tennessee,
JOHN W. JOHNSTON, Virginia,
Senators.

WM. P. LYNDE, Wisconsin,
J. F. PHILIPS, Missouri,
SAML. D. BURCHARD,
J. R. TUCKER, Virginia,
WM. M. SPRINGER,
A. V. RICE, Ohio,
JOHN L. VANCE, Ohio,
CASEY YOUNG, Tennessee,
H. D. MONEY,

Representatives.

(For "evidence" referred to in the foregoing, see pp. 605-607.)

The same having been read by the Clerk of the House,

The presiding officer then having asked for further objections to the said certificates, and none being presented, thereupon announced that the Senate would withdraw to their chamber, that the two houses separately might consider and determine the said objections.

Whereupon

The Senate, at 11 o'clock and 27 minutes p. m., withdrew to their chamber.

THURSDAY, MARCH 1, 1877—Continued.

[Pages 611, 612.]

The Senate, at 4 o'clock and 5 minutes a. m., (Friday, March 2, 1877,) attended in the hall of the House.

The President of the Senate took the Speaker's chair as the presiding officer of the joint meeting of the two houses of Congress, under and in pursuance of the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877," approved January 29, 1877, and announced that the joint meeting of the two houses of Congress for the counting of the electoral votes for President and Vice-President resumed its session.

The presiding officer further stated that the two houses of Congress separately having considered and determined the objections to the certificates from the State of Wisconsin, their action thereon would now be read.

The Secretary of the Senate thereupon read the decision of the Senate thereon, viz :

Resolved, That the vote of Daniel L. Downs, as an elector for the State of Wisconsin, be counted, together with the other nine electoral votes of that State, the objections made thereto to the contrary notwithstanding.

The Clerk of the House thereupon read the decision of the House of Representatives, viz :

Resolved, That the vote of Daniel L. Downs, as an elector of the State of Wisconsin, should not be counted, because he held an office of trust and profit under the United States, and therefore was not constitutionally appointed an elector by said State of Wisconsin.

The presiding officer thereupon announced that, the two houses not concurring otherwise, the full electoral vote of the State of Wisconsin would be cast for Rutherford B. Hayes, of Ohio, for President, and William A. Wheeler, of New York, for Vice-President.

The tellers thereupon announced the vote of the State of Wisconsin accordingly.

The presiding officer thereupon announced the conclusion of the counting of the electoral votes of the thirty-eight States of the Union. in conformity with the act entitled "An act to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, 1877," approved January 29, 1877, and directed the tellers to ascertain and report the result.

Hon. William B. Allison, a Senator from the State of Iowa, one of the tellers, thereupon announced the result as follows, viz:

List of votes for President and Vice-President of the United States for the constitutional term to commence on the 4th day of March, 1877.

Number of electoral votes to which each State is entitled.	States.	For President.		For Vice-President.	
		Rutherford B. Hayes, of Ohio.	Samuel J. Tilden, of New York.	William A. Wheeler, of New York.	Thomas A. Hendricks, of Indiana.
10	Alabama.....	.....	10	.....	10
6	Arkansas.....	.....	6	.....	6
6	California.....	6	.....	6	.....
3	Colorado.....	3	.....	3	.....
6	Connecticut.....	.....	6	.....	6
3	Delaware.....	.....	3	.....	3
4	Florida.....	4	.....	4	.....
11	Georgia.....	.....	11	.....	11
21	Illinois.....	21	.....	21	.....
15	Indiana.....	.....	15	.....	15
11	Iowa.....	11	.....	11	.....
5	Kansas.....	5	.....	5	.....
12	Kentucky.....	.....	12	.....	12
8	Louisiana.....	8	.....	8	.....
7	Maine.....	7	.....	7	.....
8	Maryland.....	.....	8	.....	8
13	Massachusetts.....	13	.....	13	.....
11	Michigan.....	11	.....	11	.....
5	Minnesota.....	5	.....	5	.....
8	Mississippi.....	.....	8	.....	8
15	Missouri.....	.....	15	.....	15
3	Nebraska.....	3	.....	3	.....
3	Nevada.....	3	.....	3	.....
5	New Hampshire.....	5	.....	5	.....
9	New Jersey.....	.....	9	.....	9
35	New York.....	.....	35	.....	35
10	North Carolina.....	.....	10	.....	10
22	Ohio.....	22	.....	22	.....
3	Oregon.....	3	.....	3	.....
29	Pennsylvania.....	29	.....	29	.....
4	Rhode Island.....	4	.....	4	.....
7	South Carolina.....	7	.....	7	.....
12	Tennessee.....	.....	12	.....	12
7	Texas.....	.....	8	.....	8
5	Vermont.....	5	.....	5	.....
11	Virginia.....	.....	11	.....	11
5	West Virginia.....	.....	5	.....	5
10	Wisconsin.....	10	.....	10	.....
369	Total.....	185	184	185	184

The presiding officer thereupon said :

The whole number of the electors appointed to vote for President
and Vice-President of the United States is..... 369
Of which a majority is..... 185

The state of the vote for President of the United States as delivered
by the tellers, and as determined under the act of Congress approved
January 29, 1877, is :

For Rutherford B. Hayes, of Ohio..... 185
For Samuel J. Tilden, of New York..... 184

The state of the vote for Vice-President of the United States as de-

livered by the tellers, and as determined under the act of Congress approved January 29, 1877, is :

For William A. Wheeler, of New York 185
 For Thomas A. Hendricks, of Indiana..... 184

Wherefore, I do declare—

That Rutherford B. Hayes, of Ohio, having received a majority of the whole number of electoral votes, is duly elected President of the United States for four years, commencing on the 4th day of March, 1877.

And that William A. Wheeler, of New York, having received a majority of the whole number of electoral votes, is duly elected Vice-President of the United States for four years, commencing on the 4th day of March, 1877.

The presiding officer further stated that the count of the electoral vote for President and Vice-President of the United States being now completed, the joint meeting of the two houses of Congress is now dissolved, and the Senate will accordingly return to their chamber.

Whereupon,

The Senate, at 4 o'clock and ten minutes a. m., (Friday, March 2, 1877.) withdrew to their chamber.

QUESTIONS OF ORDER

DECIDED AT THE SECOND SESSION OF THE FORTY-FOURTH
CONGRESS, BY THE SPEAKER AND CLERK.

SPEAKER, SAMUEL J. RANDALL, OF PENNSYLVANIA; CLERK, GEORGE M.
ADAMS, OF KENTUCKY.

MONDAY, DECEMBER 4, 1876, (p. 8.)

Two hundred and fifty members having answered to their names,
The Clerk announced that a quorum was present.

Mr. Holman submitted the following preamble and resolution, viz:

Whereas the House being informed that since its last adjournment
Hon. Michael C. Kerr, who at the commencement of the present Congress
was elected Speaker of the House, has departed this life, creating a va-
cancy in the office of Speaker: Therefore,

Resolved, That the House do now proceed to the election of a Speaker
viva voce.

Mr. Banks, as a question of privilege, presented the credentials of
James B. Belford as Representative from the State of Colorado, and
moved that the oath of office be administered to the said Belford.

Mr. Holman demanded the previous question on the adoption of the
said resolution;

When

Mr. Banks made the point of order that the right of a member to
participate in the election of a Speaker was a question of higher priv-
ilege than the election of a Speaker.

The Clerk overruled the point of order, on the ground that the resolu-
tion submitted by Mr. Holman presented a question of privilege; and
that pending the decision of such question another question of privilege
could not be submitted.

From this decision of the Clerk Mr. Banks appealed;

Pending which,

Mr. Cox moved that the said appeal be laid on the table.

And the question being put,

It was decided in the affirmative,	{	Yeas	165
		Nays	84
		Not voting	35

So the appeal from the decision of the Clerk was laid on the table.

SAME DAY, (p. 12.)

Mr. Banks moved that the oath of office be administered to Mr. Bel-
ford as a Representative from the State of Colorado.

Mr. Springer submitted the following resolution as an amendment, in
the nature of a substitute for the motion submitted by Mr. Banks, viz:

Resolved, That the credentials of James B. Belford be referred to the

Judiciary Committee, and that said committee be instructed to inquire and report at as early a day as possible whether Colorado is a State in the Union, and that until such report is received no person claiming to be a Representative from Colorado be sworn in as a member of this House.

After debate,

Mr. Springer demanded the previous question upon the adoption of the substitute.

Mr. Conger made the point of order that the proposed reference of the said credentials was irregular, and that under the rules the same should be referred to the Committee on Elections.

The Speaker overruled the point of order, on the ground that it was competent for the House to refer any subject to any committee that it might choose.

SAME DAY, (p. 15.)

Mr. McCrary, as a question of privilege, moved that the oath of office be administered to Mr. C. W. Buttz as a Representative from the second congressional district of the State of South Carolina;

When

Mr. Abram S. Hewitt moved to suspend the rules and adopt certain resolutions submitted by him.

The Speaker decided that, pending the decision of so high a question of privilege as the right of a member to a seat, a motion to suspend the rules was not in order.

SAME DAY, (pp. 18-22.)

Mr. Abram S. Hewitt moved that the rules be suspended, and that the House adopt the following resolutions, viz:

Resolved, That three special committees, one of fifteen members to proceed to Louisiana, one of six members to proceed to Florida, and one of nine members to proceed to South Carolina, shall be appointed by the Speaker of the House to investigate recent elections therein and the action of the returning or canvassing boards in the said States in reference thereto, and to report all the facts essential to an honest return of the votes received by the electors of the said States for President and Vice-President of the United States, and to a fair understanding thereof by the people; and that, for the purpose of speedily executing this resolution, the said committees shall have power to send for persons and papers, to administer oaths, to take testimony, and, at their discretion, to detail subcommittees, with like authority to send for persons and papers, to administer oaths, and to take testimony, and that the said committees and their subcommittees may employ stenographers, clerks, and messengers, and be attended each by a deputy sergeant-at-arms; and said committees shall have leave to report at any time, by bill or otherwise.

Mr. Hoskins made the point of order that a motion to suspend the rules was not in order until after there had been a morning hour for the call of States and Territories for bills on leave and resolutions.

The Speaker overruled the point of order, on the ground that the morning hour was the hour immediately after the reading of the Journal, and there being no Journal to read, there could be no morning hour.

Mr. Kasson appealed from this decision of the Chair, and made the further point of order that the regular order of business was the reading of the Journal of the preceding day's session.

The Speaker overruled the said point of order, on the ground that the last session of Congress adjourned without day, and that therefore there could be no Journal to read this morning of the proceedings of the session of the previous day.

From this decision of the Chair Mr. Kasson appealed;

When

Mr. Abram S. Hewitt moved that the appeal be laid on the table;
And the question being put,

It was decided in the affirmative,	{	Yeas	145
		Nays	73
		Not voting	72

So the appeal from the decision of the Chair was laid on the table.

The question then recurring on the motion of Mr. Hewitt that the rules be suspended and the resolutions submitted by him be adopted,

The question was put,

Shall the rules be suspended and the said resolutions adopted ?

And it was decided in the affirmative,	{	Yeas	156
		Nays	78
		Not voting	56

So the rules were suspended, (two-thirds voting in favor thereof,) and the said resolutions adopted.

TUESDAY, DECEMBER 5, (pp. 23-24.)

Mr. Banks moved that the Journal and Record be corrected so as to include the name of Mr. Plaisted in the negative on the vote on the adoption of the resolution submitted on yesterday by Mr. Abram S. Hewitt.

After debate,

The Speaker decided that it was the right of the gentleman from Maine to have his vote recorded upon the said resolution upon the statement made by Mr. Plaisted that he did vote in the negative when his name was called.

Mr. Fuller asked that the Journal and Record might be further corrected, so as to show that he voted in the affirmative upon the aforesaid resolution, stating that he was present and so voted when his name was called.

The Speaker decided, as in the case of Mr. Plaisted, that the gentleman from Indiana was entitled to have his name recorded.

And therefore the names of Mr. Plaisted and Mr. Fuller were recorded, the first in the negative and the last-named member in the affirmative, upon the adoption of the aforesaid resolution.

The Speaker thereupon claimed and exercised his constitutional right to vote upon any question before the House, and voted in the affirmative upon the said resolution; the vote as corrected being—yeas 158, nays 79; two-thirds voting in favor thereof.

WEDNESDAY, DECEMBER 6, (pp. 41, 42.)

(The Speaker having laid before the House a message from the President of the United States in relation to affairs in Louisiana,)

Mr. Springer moved that the same be referred to the select committee to investigate the recent election in the State of Louisiana;

Pending which,

Mr. Holman, at 1 o'clock and 45 minutes p. m., moved that the House adjourn.

And the question being put,

It was decided in the negative, }	Yeas.....	109
	Nays.....	132
	Not voting.....	49

So the House refused to adjourn.

The question then recurring on the motion of Mr. Springer, that the said message be referred to the select committee appointed to investigate the recent election in the State of Louisiana,

Mr. Conger, as a question of order, demanded the reading of the message and accompanying document.

The Speaker decided that every member having, under the rules, a right to demand the reading of a paper before voting on any question connected therewith, that right could only be taken from him by a suspension of the rules, which motion was not now in order, and that therefore the message and accompanying document must be read as demanded by Mr. Conger.

The same were accordingly read.

FRIDAY, DECEMBER 8, (p. 50.)

Mr. Fernando Wood called up the resolution submitted by him on yesterday, and laid over one day for consideration by unanimous consent; which resolution is as follows, viz :

Resolved, That the President be requested to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports, by telegraph or otherwise, from either or any of said military commanders or civil officers.

Mr. Hale made the point of order that the said resolution was still subject to a single objection, and he objected to its present consideration.

The Speaker overruled the point of order, on the ground that the resolution was submitted on yesterday by unanimous consent, and its consideration being then objected to, it was by unanimous consent laid over one day, and was now in order.

SATURDAY, DECEMBER 16, (p. 91.)

(The Speaker having laid before the House a telegram from Hon. William R. Morrison, chairman of the select committee to investigate the recent election in the State of Louisiana,)

Mr. Fernando Wood, as a question of privilege, submitted the following resolution, viz :

Resolved, That the communication presented by the Speaker from Hon. William R. Morrison, chairman of the select committee appointed to investigate certain matters relating to the late election in Louisiana, be referred to the Committee on the Judiciary, with instructions to report at the earliest practicable moment what action this House should take in the premises to enforce its rightful authority.

Mr. Hoar made the point of order that a telegraphic dispatch from a member of the House, not being a report from a committee, was not a communication of a privileged character, and that the Speaker could not present the same to the House as a question of privilege.

The Speaker overruled the point of order, on the ground that the dispatch was presented by unanimous consent, and involving, as it did, a question of high privilege, must be disposed of in preference to any other business.

In which decision of the Chair the House acquiesced.

THURSDAY, DECEMBER 21, (p. 133.)

(The Speaker having laid before the House a telegraphic report from Mr. Morrison, chairman of the select committee on the recent election in Louisiana, in relation to the recusant witness, E. W. Barnes,)

Whereupon

Mr. Knott submitted the following resolution and demanded the previous question thereon, viz:

Resolved, That the Speaker of this House issue a warrant, under his hand and the seal of the House of Representatives, directing the Sergeant-at-Arms of this House, either by himself or his special deputy, to arrest and bring to the bar of the House, without delay, E. W. Barnes, to answer for a contempt of the authority of this House and a breach of its privileges, in refusing to produce to the special committee, of which Hon. William R. Morrison is chairman, now sitting in the city of New Orleans, certain telegraphic dispatches, in obedience to a *subpœna duces tecum*, served on him on the 13th day of December, 1876, and to be dealt with as the law under the facts may require.

* * * * *

Mr. Kasson made the point of order that there is no legal or proper parliamentary ground for adopting an order of arrest of an American citizen based upon a telegraphic copy of an alleged report of a committee of Congress, without any official certificate of its accuracy and without verification of the signatures to the alleged copy, all the signatures being made by an alleged telegraphic operator, and without any other verification.

The Speaker overruled the point of order, on the ground that the telegram came to him through the usual channel of telegraphic communication and presented every evidence of authenticity, and believing it to be genuine and that it presented a question of high privilege, he had accordingly laid it before the House for its action.

WEDNESDAY, JANUARY 10, (pp. 201, 202.)

The regular order being demanded, the Speaker announced the regular order of business to be the further consideration of the bill of the House (H. R. 2263) for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio, pending at the hour of adjournment yesterday.

The House having resumed its consideration,

After debate,

Mr. Reagan demanded the previous question; which was seconded and the main question ordered to be put;

When

Mr. Reagan rose, and was proceeding to further debate the said bill;

When

Mr. Sayler made the point of order that Mr. Reagan, having already

consumed an hour in opening the debate upon the pending bill, was not entitled to another hour to close it.

The Speaker sustained the point of order.

(See also Journal, p. 250, and Record, p. —.)

THURSDAY, JANUARY 18, (p. 252.)

The regular order being demanded, the Speaker announced the regular order of business to be the motion of Mr. Knott to reconsider the vote by which the following resolutions were recommitted to the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, viz:

(See p. 252 for resolutions.)

When

Mr. James Wilson raised the question of consideration.

The Speaker stated that the said motion to reconsider was called up by Mr. Knott on yesterday, who then yielded for a motion to adjourn, and being pending at the time of adjournment, became the unfinished business of yesterday's session, and was thereby the regular order of business after the reading of the Journal. The gentleman from Iowa (Mr. James Wilson) having stated his purpose to raise the question of consideration, which he was precluded from doing by the motion to adjourn, the Chair would now entertain the question of consideration.

FRIDAY, JANUARY 19, (p. 260.)

Mr. John Reilly, from the Committee on Military Affairs, reported, with a favorable recommendation, the following resolution, viz:

Resolved, That the Committee on Military Affairs be, and they are hereby, directed to inquire and report to this House what, if any, removals are now being made of arms and munitions of war from arsenals in one section of the country to another; the object and reason thereof; the present strength and location of the troops of the United States Army; what changes, if any, have been made within the last sixty days of those troops; how many, if any, have been withdrawn from the frontier; also if the frontier is left with a sufficient number of troops for its protection; the number of troops located in and around Washington; the object of collecting troops here; by whose order the changes of location of the troops and munitions of war have been and are being made; and that the committee have power to send for persons and papers.

Mr. Hurlbut made the point of order that the said resolution, being of a public nature, was not in order on this call.

The Speaker sustained the point of order, and the said resolution was not received.

SATURDAY, JANUARY 20, (p. 270.)

The regular order being demanded,

The Speaker announced as the regular order of business the consideration of the report of the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Electoral Vote, the pending question being on the adoption of the resolution heretofore submitted by Mr. Knott.

When

Mr. Wells moved that the rules be suspended, and that the House

resolve itself into the Committee of the Whole House on the state of the Union for the consideration of the Indian appropriation bill.

The Speaker held the motion to be not in order until the expiration of the hour of the member entitled to the floor, and so recognized, on the regular order, when a motion to postpone the same would be first in order.

The House thereupon resumed the consideration of the regular order.

After debate thereon for one hour,

Mr. Holman made the point of order that, under Rule 104, it was in order at any time to move to go into the Committee of the Whole House on the state of the Union for the consideration of an appropriation bill.

The Speaker held that the said motion would be in order at any time except when the House was considering a special order made under a suspension of the rules, or on Monday, when a motion to suspend the rules being in order, such motion requiring a vote of two-thirds of the members present would be first in order.

MONDAY, JANUARY 22, (pp. 285, 286.)

(The speaker having laid before the House a message from the President of the United States in relation to the use of the Army in certain Southern States.)

The same having been read,

Mr. Fernando Wood submitted the following resolution, and demanded the previous question thereon, viz :

Resolved, That the message of the President and the accompanying documents, in answer to the resolution of the House, calling for copies of all dispatches, orders, &c., relating to the use of troops in the States of Virginia, South Carolina, Louisiana, and Florida since the 1st August last, be referred to a select committee of eleven members, with instructions to report whether there has been any exercise of authority not warranted by the Constitution and laws of the United States in the use of the troops in the States referred to within the period stated, for which the President is justly responsible ; with the power to send for persons and papers, to administer oaths, and to report at any time.

Mr. Kasson made the point of order that the resolution was not in order except upon a motion to suspend the rules.

The Speaker held that unanimous consent having been given to lay the said message before the House, the question of reference in the event of different committees being proposed was prescribed by Rule 43, and the resolution, so far as it created a select committee and conferred power to send for persons and papers, was in order.

Mr. Banks made the point of order that that portion of the resolution giving the proposed committee the right to report at any time was not in order, as the order of business prescribed by the rules would thereby be changed, which could not now be done except by a suspension of the rules.

The Speaker sustained the point of order, and Mr. Wood modified his resolution accordingly.

Mr. Wood thereupon renewed the demand for the previous question ; Pending which,

Mr. Kasson moved to suspend the rules, so as to enable him to submit, and the House to adopt, the following resolution :

Resolved, That Colorado is a State in this Union, and that James B. Belford, Representative elect from said State, be sworn and admitted to his seat as such.

Mr. Wood insisted upon his right to the floor upon the demand previously made by him for the previous question.

After debate,

The Speaker held the motion of Mr. Kasson to suspend the rules to be first in order, and that the resolution submitted by Mr. Wood, if not disposed of before adjournment, would come up as the unfinished business after the reading of the Journal to-morrow.

WEDNESDAY, JANUARY 24, (p. 293.)

Mr. Lamar, from the Committee on the Pacific Railroad, to which was referred the bill of the Senate (S. 14) to extend the time for the construction and completion of the Northern Pacific Railroad, reported the same without amendment.

The House proceeded to its consideration ;

When

Mr. Holman made the point of order that, as the bill made an appropriation of lands, it must receive its first consideration in the Committee of the Whole House on the state of the Union.

The Speaker sustained the point of order under Rule 112, holding that the pending bill was not only a measure touching appropriation of property incidentally, but also directly; and that it created a grant of land on a new condition, that the road should be completed within a new period. The bill was not only a measure touching the appropriation of property, but is a direct, material, vital feature of the appropriation; that time is an element to be considered in connection with the grant, and that by existing law time is of the essence of the grant.

The bill was accordingly committed to the Committee of the Whole House on the state of the Union and ordered to be printed.

SAME DAY, (p. 297.)

(The Speaker having again laid before the House a message from the President of the United States in relation to the use of the Army in certain Southern States,)

The same having been read heretofore, was not again read.

Mr. Hurlbut demanded the reading of the papers accompanying the said message.

Mr. Fernando Wood objected to the reading of the said accompanying documents.

The Speaker stated that, in accordance with the requirement of Rule 141, he would put the question of the reading of the said papers to the House ;

And being put,

It was decided in the negative.

So the House decided that the accompanying papers should not be read.

Mr. Fernando Wood submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the message of the President and the accompanying documents, in answer to the resolution of the House calling for copies of all dispatches, orders, &c., relating to the use of troops in the States of Virginia, South Carolina, Louisiana, and Florida since the 1st August last, be referred to a select committee of eleven members, with instructions to report whether there has been any exercise of authority not warranted by the Constitution and laws of the United States in the use of the troops in the States referred to within the period stated, for which

the President is justly responsible, with power to send for persons and papers, to administer oaths, and to report at any time.

Pending which,

Mr. Banks made the point of order that the last clause of the resolution, viz, "to send for persons and papers," changed the rules of the House, and was not now in order.

After debate,

The Speaker overruled the point of order, on the ground that on the motion to commit or refer it was in the power of the House to commit or refer with instructions, and that conferring that power upon a committee was merely directing its mode of procedure.

Mr. Banks appealed from the decision of the Chair in so far as he decides that that part of the pending resolution which grants the power "to send for persons and papers" is in order.

The Speaker stated the question to be, Shall the decision of the Chair stand as the judgment of the House?

Pending which,

Mr. Cox moved that the appeal be laid on the table;

And the question being put,

It was decided in the affirmative,	{	Yeas	146
		Nays	78
		Not voting	65

So the appeal from the decision of the Chair was laid on the table.

THURSDAY, JANUARY 25, (p. 303.)

On motion of Mr. Payne, by unanimous consent, the bill of the Senate (S. 1153) to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877, was taken from the Speaker's table, read twice, and referred to the Select Committee on the Counting of the Electoral Votes for President and Vice-President;

And then

Mr. Payne, from the same committee, reported the said bill without amendment.

The House having proceeded to its consideration,

On motion of Mr. Payne, by unanimous consent,

Ordered, That debate on the said bill shall close at 3 o'clock p. m. to-morrow, and that debate shall be limited to speeches of ten minutes each during the last four hours of the consideration of said bill.

And then

Mr. Payne moved to recommit the said bill to the said committee.

Mr. Conger made the point of order that, under the privilege given to take the said bill from the Speaker's table for reference to the said committee, the motion to recommit was not in order.

The Speaker overruled the point of order, on the ground that the motion to recommit was in harmony with the request of Mr. Payne, and that it neither conferred any additional privilege upon the bill nor deprived any member of any privilege; that while the motion to recommit cut off amendments, the demand for the previous question being pending, would also cut off amendments.

WEDNESDAY, JANUARY 31, (pp. 348, 349, 350.)

Mr. Cox moved that the House proceed to dispose of business on the Speaker's table.

Pending which,

Mr. Foster, at 8 o'clock and 40 minutes p. m., moved that the House adjourn.

Pending which,

Mr. G. Wiley Wells moved that when the House adjourns it adjourn until Friday next.

Mr. Cox made the point of order that the motion of Mr. Wells was not in order, being in violation of a law of Congress.

The Speaker sustained the point of order, and refused to entertain the said motion.

From which decision of the Chair Mr. Page appealed.

Pending which,

Mr. Cox moved that the said appeal be laid on the table.

Mr. Page demanded the yeas and nays on the said motion.

And the question being put,

The yeas and nays were ordered.

Pending which,

Mr. James Wilson moved to reconsider the vote by which the yeas and nays were ordered on the motion of Mr. Cox.

And the question being put,

Will the House reconsider the said vote?

It was decided in the negative {	Yeas	25
	Nays	188
	Not voting	77

So the motion to reconsider was not agreed to.

The question then recurred on the motion of Mr. Cox to lay on the table the appeal of Mr. Page from the decision of the Chair;

When

Mr. Cox withdrew the said motion.

Mr. Thompson, from the Select Committee on the Recent Election in the State of Florida, as a question of privilege, submitted a report in writing thereon.

Mr. Conger made the point of order that the said report was not in order pending a motion to adjourn.

The Speaker ruled that the motion of Mr. Cox having been withdrawn, all incidental questions fell with such withdrawal, and that the motion to adjourn being incidental or subordinate to the said motion of Mr. Cox, fell with such withdrawal.

Mr. Page and other members appealed from this decision of the Chair.

The Speaker held the appeal to be not in order, and refused to entertain the same, holding that the gentleman from Massachusetts (Mr. Thompson) having been recognized to make a report of a high privilege, was entitled to the same and could not be deprived of it or interrupted, except with his consent.

MONDAY, FEBRUARY 5, (p. 381.)

Mr. O'Brien made the point of order that the House must now proceed to the regular order of business, viz, the call of States and Territories for bills on leave and joint resolutions, as on the regular legislative day of Monday.

The Speaker overruled the point of order, on the ground that the House could not perform an act forbidden by law; that the House having agreed with the Senate to pass a bill, which had become a law, forbidding an adjournment pending the counting of the electoral vote for President and Vice-President, the legislative day of Thursday, February 1, must continue, so far as the business of the House was concerned.

until otherwise ordered, and that consequently a motion to adjourn not being in order, the call of States and Territories, being Monday's business, was not in order.

WEDNESDAY, FEBRUARY 7, (p. 394.)

Mr. Waldron, from the Committee on Appropriations, to whom was referred the bill of the Senate (S. 1222) to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year, reported the same without amendment.

Ordered, That the said bill be now considered in the House as in Committee of the Whole House.

The House having proceeded to its consideration,

Mr. John L. Vance submitted the following amendment, viz:

Provided further, That from and after the close of the present session of Congress the Public Printer shall pay no greater price for labor performed by printers, book-binders, and other employes in the Government Printing-Office for each hour's work or piecework than the average price paid for an hour's work or piecework of the same description in the cities of New York, Philadelphia, and Baltimore.

Mr. Conger made the point of order that the said amendment changed existing law and was not in order, the pending bill being a general appropriation bill.

The Speaker overruled the point of order, on the ground that the pending bill was not one of the general appropriation bills indicated in Rule 77, and that therefore the restrictive clause in Rule 120 did not apply to the same.

FRIDAY, FEBRUARY 9, (p. 409.)

Mr. Blackburn, from the Select Committee on the Recent Election in the State of Louisiana, reported the following resolution, and demanded the previous question thereon, viz:

Resolved, That the special committee appointed to investigate the Louisiana election be authorized to have printed for the use of the committee and the House at a private printing-office the residue of the evidence taken by the committee and the subcommittee, at prices not to exceed the Government rates, to be paid out of the contingent fund of the House.

Mr. Hale made the point of order that the resolution must be referred to and considered by the Committee on Printing before being considered in the House.

The Speaker overruled the point of order, on the ground that there was no rule of the House which required the reference of the resolution to the said committee.

Mr. Hale made the further point of order that, as the resolution involved an appropriation of money, it must receive its first consideration in a Committee of the Whole House.

The Speaker overruled the point of order on the ground that the resolution did not involve an appropriation of money, but authorized an expenditure out of the contingent fund of the House, money already appropriated.

Mr. Hale made the further point of order that the law (section 3786 of the Revised Statutes) required that all printing for the use of the House of Representatives shall be done at the Government Printing-Office, except in cases otherwise provided by law.

The Speaker sustained the point of order, and held that the proper construction of the law—upon the theory that the greater includes the less—would also forbid any printing being done for a committee of the House except in the Government Printing-Office.

So the resolution of Mr. Blackburn was not received.

SATURDAY, FEBRUARY 10, (p. 419.)

Mr. Lynde, at 1 o'clock and 18 minutes p. m., (Saturday, February 10,) moved that the House take a recess until 10 o'clock a. m. Monday morning, February 12, and demanded the previous question thereon; which was seconded and the main question ordered.

Mr. Hale made the point of order that, under the provisions of the electoral law, a recess could not be taken, and that said motion was not in order.

After debate upon the point of order,

The Speaker overruled the point of order, and held that under the provisions of the said bill it was competent for the House to take a recess not beyond Monday (February 12) at 10 o'clock a. m.

Mr. Hale appealed from the decision of the Chair.

Pending which,

Mr. Cox moved that the said appeal do lie on the table.

And the question being put,

It was decided in the affirmative.

So the appeal from the decision of the Chair was laid upon the table.

SAME DAY, (p. 420.)

Mr. Field submitted the following resolution, viz :

Resolved, That the counting of the electoral votes from the State of Florida shall not proceed in conformity with the decision of the Electoral Commission, but that the votes of Wilkinson Call, James E. Yonge, Robert B. Hilton, and Robert Bullock be counted as the votes from the State of Florida for President and Vice-President of the United States.

Pending which,

Mr. Hale moved to amend so as to make the said resolution read as follows, viz :

"Resolved, That the counting of the electoral votes from the State of Florida shall proceed in conformity with the decision of the Electoral Commission."

Pending which,

Mr. Knott submitted the following preamble and resolution as an amendment in the nature of a substitute for the resolution submitted by Mr. Field, viz :

(See page 421.)

Mr. Hale made the point of order that the resolution submitted by Mr. Knott was in violation of the provisions of the electoral bill, and therefore not in order.

The Speaker overruled the point of order, on the ground that the main question in law and in parliamentary proceedings embraced all questions upon which the previous question can be seconded and the main question ordered, and under the rules of the House the main question embraced the original proposition, an amendment thereto, and an amendment in the nature of a substitute for both.

Mr. James Wilson made the point of order that the resolution sub-

mitted by Mr. Knott changed a rule of the House, and was not therefore in order.

The Speaker sustained the point of order, and held that under Rule 43 the said resolution was not in order.

FRIDAY, FEBRUARY 16, (p. 460.)

Mr. Thomas L. Jones, from the Committee on Railways and Canals, to which was referred the bill of the House (H. R. 4456) to authorize William A. Downer and others to construct a ship-canal at the head of Lake George, Florida, reported the same with amendments.

Mr. Eden made the point of order that the said bill, being one of a public nature, was not in order under this call.

The Speaker sustained the point of order, on the ground that the bill was general in its enactment, providing as it did for the collection of tolls from the public and for the punishment of individuals violating its provisions in the courts of the United States.

So the bill was not received.

SATURDAY, FEBRUARY 17, (p. 465.)

Mr. Lamar submitted the following resolution, and demanded the previous question thereon, viz:

Resolved, That the Clerk of the House notify the Senate that the House of Representatives will be prepared at 11 o'clock a. m. on Monday to receive the Senate in the hall for the purpose of proceeding under the provisions of the act to provide for and regulate the counting the votes for President and Vice-President.

Mr. Kasson made the point of order that before action was taken on the pending resolution a message from the Senate must be received, the Secretary of the Senate being now at the door of the House with a message from that body pertinent to the said communication.

The Speaker overruled the point of order, on the ground that the pending resolution was also pertinent to the subject-matter of said communication, and that the previous question had been demanded thereon.

TUESDAY, FEBRUARY 20, (p. 491.)

Mr. Southard, at 2 o'clock and 30 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (February 21.)

Mr. Hale made the point of order that the motion was not in order under section 4 of the electoral act approved January 29, 1877.

The Speaker overruled the point of order, on the ground that there was nothing in the said section or act prohibiting the taking of a recess at this time.

MONDAY, FEBRUARY 26, (pp. 549, 550.)

Mr. James Wilson moved that the Senate be notified by the Clerk of the action of the House in regard to the electoral vote of Rhode Island, and that the House is now ready to meet the Senate to continue the counting of the electoral votes for President and Vice-President.

Pending which,

Mr. Knott submitted the following as a substitute for the said motion, viz:

Ordered, That the Clerk of this House notify the Senate of the decision of the House in the case of the State of Rhode Island, and that the House

of Representatives will meet the Senate in this hall at ten o'clock to-morrow morning to proceed with the counting of the electoral vote for President and Vice-President of the United States.

Mr. McCrary made the point of order that the electoral law (section 1) requires that when the two houses have voted upon objections they shall immediately again meet, and the presiding officer shall then announce the decision of the questions submitted.

The Speaker sustained the point of order, ruled out the amendment submitted by Mr. Knott, and declared the motion of Mr. Wilson adopted.

TUESDAY, FEBRUARY 27, (p. 555, 556.)

Mr. Field, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported a bill, (H. R. 4693) to amend the Revised Statutes of the United States in respect to vacancies in the office of President and Vice-President, and demanded the previous question thereon.

Mr. Horatio C. Burchard made the point of order that the committee had no authority to report the said bill.

The Speaker overruled the point of order, on the ground that the resolution creating the said committee authorized it "to ascertain and report what are the privileges, powers, and duties of the House of Representatives in counting the votes for President and Vice-President of the United States," and also gave the committee the right to report at any time. The Speaker further stated that he could not conceive of a question of higher constitutional and parliamentary privilege than was involved in the bill under consideration, and he therefore held the bill to be in order at this time.

Mr. James Wilson made the point of order that a bill cannot be read twice on the same day without special order of the House, and the bill in question had not been made a special order by the House.

Mr. Horatio C. Burchard made the further point of order that the bill had only been read for information, and he now objected to the reception of the bill.

The Speaker held that the bill had received its first reading, and that the question now, under Rule 117, was,

Shall the bill be rejected?

WEDNESDAY, FEBRUARY 28, (pp. 573, 574, 576.)

Mr. Springer, at 12 o'clock and 33 minutes p. m., moved that the House take a recess until 10 o'clock a. m. to-morrow, (March 1, 1877;)

And the question being put,

It was decided in the negative, {	Yeas	92
	Nays	170
	Not voting	28

So the House refused to take a recess.

Mr. Sheakley moved that the House take a recess until 7½ o'clock p. m.

Mr. Fernando Wood raised the question of order that the said motion was not in order.

The Speaker sustained the point of order, on the grounds heretofore stated by him, that the said motion was not in order, and declined to entertain the said motion.

Mr. Sheakley appealed from the decision of the Chair.

Pending which,

Mr. Fernando Wood moved that the said appeal be laid on the table;
And the question being put,

It was decided in the affirmative, }	Yeas.....	184
	Nays,	61
	Not voting.....	45

So the appeal was laid upon the table.

Mr. Sheakley moved that the House take a recess until 10 o'clock a. m. to-morrow, (March 1;)

When

The Speaker ruled the said motion to be not in order, and refused to entertain the same.

Mr. Springer appealed from the ruling of the Chair ;

When

The Speaker declined to entertain the said appeal.

SAME DAY, (p. 578.)

Mr. Cochrane submitted the following resolution, viz :

Resolved, That the objections to the decision of the Electoral Commission upon the electoral vote of South Carolina be sustained by the House, and that said votes be not counted.

After two hours' debate thereon, in accordance with the electoral law,

The Speaker stated the question to be on agreeing to the said resolution ;

When

Mr. Walling moved to amend the said resolution by adding the words *in conformity with the decision of said commission*.

Pending which,

Mr. Thomas L. Jones submitted the following amendment in the nature of a substitute for the resolution submitted by Mr. Cochrane, viz :

Resolved, That the decision of the Electoral Commission upon the electoral vote of South Carolina be not concurred in by this House.

Mr. Fernando Wood demanded the previous question.

Mr. Hale made the point of order that, as the law required the question to be put at the end of two hours' debate, it was not necessary that the ordinary forms of seconding the previous question and ordering the main question should be observed.

The Speaker overruled the point of order, and held that the main question, as used in the electoral law, embraced the original proposition, an amendment, and an amendment to the amendment.

SAME DAY, (p. 587.)

Mr. Poppleton claimed the floor as the objector in the joint meeting to the vote of Henry N. Sollace as an elector from the State of Vermont.

Mr. Caulfield claimed the floor upon a question of high privilege.

The Speaker declined to entertain the motion of Mr. Caulfield at this time, on the ground that but one question of privilege can be pending at the same time.

Mr. Poppleton thereupon submitted the following preamble and resolution : (See pages 587; 588 for same.)

THURSDAY, MARCH 1.

The reading of the Journal of yesterday's proceedings having been commenced, omitting as usual the resolutions and reports in full,

Mr. Springer made the point of order that business could not be pro-

ceeded with until the Journal of yesterday had been read in full and approved.

The Speaker overruled the point of order, on the ground that it could not be made until after the reading of the same had been concluded, when it was subject to correction; and also on the ground that the reading of the Journal could be dispensed with by unanimous consent or by a suspension of the rules.

After the reading of the Journal, as far as prepared, had been concluded,

Mr. Springer moved to amend by inserting after the word "reports," in the following entry, viz: "Mr. Piper, by unanimous consent, from the Joint Select Committee to Investigate the Subject of Chinese Immigration, submitted reports in writing; which were ordered to be printed in the Record," *the said reports in full*;

Pending which,

Mr. Fernando Wood moved to suspend Rule 1, requiring the reading of the Journal;

And the question being put,

It was decided in the affirmative,	{	Yeas	175
		Nays.....	85
		Not voting	30

(two-thirds voting in favor thereof.)

So the motion was agreed to, the said rule was suspended, and the further reading of the Journal was dispensed with.

SAME DAY, (pp. 590, 591.)

The House then resumed the consideration of the objections to the counting of the vote of Henry N. Sollace as an elector from the State of Vermont.

Mr. Fernando Wood made the point of order that the paper submitted by Mr. Poppleton was not in order under the first section of the electoral act.

The Speaker held that, while in his opinion a grave mistake and wrong had been committed in the joint meeting of the two houses yesterday, by the refusal of the presiding officer to receive, even for opening and reading for information, a package which had all the surroundings of an authentic and duly-attested paper in relation to an electoral vote from the State of Vermont, he was also of opinion that there was no power in the House to review the decision of the presiding officer of the joint meeting. The Speaker further stated that he was, however, of opinion that so much of the paper submitted by Mr. Poppleton as requests the return of certain papers from the Senate, alleged in the preamble to have been taken away in an undue manner, was in order.

Whereupon,

Mr. Poppleton modified his resolution in accordance with the foregoing decision of the Chair.

Mr. Fernando Wood submitted the following amendment to the said resolution, as modified by Mr. Poppleton, viz:

Ordered, That the vote of Henry N. Sollace, claiming to be an elector from the State of Vermont, be not counted.

Pending which,

Mr. Knott submitted the following resolution as an amendment in the nature of a substitute for the modified resolution submitted by Mr. Poppleton, viz:

(See page 591 for resolution.)

When

Mr. Poppleton accepted the said amendment.

The Speaker then decided that the two hours' debate authorized by the electoral law would now commence.

Mr. Caulfield appealed from this decision of the Chair.

The Speaker declined to entertain the appeal.

SAME DAY, (p. 594.)

Mr. Lane moved to reconsider the vote last taken.

Mr. Fernando Wood made the point of order that, the previous question being in operation, the motion to reconsider was not in order.

Mr. Banks made the further point of order that the previous question must be exhausted before the motion to reconsider can be entertained; and, further, that it was not in order to move the reconsideration of a vote on ordering the main question when it is partly executed.

The Speaker overruled the point of order and held the motion to be in order, on the ground that in the event of an affirmative vote on a question of reconsideration it is immediately divested of the previous question, and therefore by analogy admitted the motion to reconsider.

SAME DAY, (p. 595.)

Mr. Walling moved that the pending resolution be laid on the table.

Mr. McCrary made the point of order that under the electoral law the said motion was not in order.

The Speaker overruled the point of order, on the ground that any motions which are allowed by the rules of the House and which pertain to the main question are in order at any period of the progress of the main question.

SAME DAY, (p. 601.)

The question then recurred on the resolution submitted by Mr. Poppleton, as amended by the substitute submitted by Mr. Fernando Wood;

When

Mr. Walling asked to be excused from voting thereon.

Mr. John L. Vance moved that Mr. Walling be excused from voting on the said resolution.

The Speaker declined to entertain said motion.

Mr. Walling appealed from the decision of the chair.

The Speaker declined to entertain the said appeal.

SAME DAY, (p. 604.)

Mr. O'Brien having claimed the floor to submit a resolution notifying the Senate of the action of the House,

The Speaker stated that he had already allowed a vote to be taken on every legitimate legislative motion. He had allowed the motion to reconsider to be voted upon whenever it has been made, so that the House might have an opportunity to correct any error it might have committed. The House has had an opportunity to vote on the motion to lay on the table the propositions themselves, and on the motions to reconsider the vote upon those propositions. Now, when the House has advanced to a declaration of its judgment on the objection to counting the vote from the State of Vermont, it is brought to the following paragraph of the law, as its guide and its mandatory instructions:

When the two houses have voted, they shall immediately again meet, and the presiding officer shall then announce the decision of the question submitted.

The Senate has notified the House of its action upon the objection to counting the vote from Vermont. The House has now reached its judgment upon the objection, and as far as the Chair is concerned, it is his duty, by the terms of the act, mandatory and ministerial, to notify the Senate to that effect, and he would therefore direct the Clerk accordingly, and that the House is now ready to meet the Senate to proceed with the counting of the electoral votes for President and Vice-President.

SAME DAY, (p. 610.)

So the House refused to take a recess.

Mr. Fernando Wood moved that the rules be suspended, so as to enable him to submit, and the House to agree to, the following proposition, viz :

A motion for the previous question to be entertained on the order offered by Mr. Lynde and the amendment of Mr. Mills, if offered in a shape to be in order. The House then to take a recess until Friday, March 2, until 10 o'clock a. m., and the vote upon the main question to be taken at 1 o'clock p. m. to-morrow.

Mr. Hooker made the point of order that, as the motion of Mr. Wood proposed a recess, the same was not in order, a motion for a recess having just been voted upon.

The Speaker sustained the point of order.

FRIDAY, MARCH 2, (p. 628.)

Mr. Field, from the Select Committee on the Privileges, Powers, and Duties of the House of Representatives in Counting the Vote for President and Vice-President of the United States, reported a bill (H. R. 4698) to provide an effectual remedy for a wrongful intrusion into the office of President and Vice-President of the United States; which was read a first and second time.

Mr. Conger made the point of order that the said bill could not be reported or considered pending a motion to suspend the rules, which motion he claimed to have made before the said bill was read.

The Speaker held the report made by Mr. Field from the said committee to be first in order, a question of high constitutional privilege being involved.

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That the rules be suspended, so that it shall be in order when the legislative, executive, and judicial appropriation bill is being considered, to submit the following amendment, to wit: To pay to John Y. Brown the pay and mileage of a member of the Fortieth Congress, less the sum of \$2,500 heretofore paid him. 277

That the Sergeant-at-arms be, and he is hereby, directed to remove J. Madison Wells and Thomas C. Anderson, the witnesses now held in custody by the officers of the House, and now confined in this Capitol, to a place more suitable, and properly lighted and ventilated; to a room where the comfort of the witnesses may be secured and where their health may not be endangered, and the Speaker shall designate a room for such purpose. 401

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That there is nothing in the law rendering a communication transmitted by telegraph any more privileged than a communication made orally or in any other manner whatever; that this House has the power through its subpoena, under the hand and seal of its Speaker, to require any person to appear before any committee to which it has given authority to examine witnesses and send for persons and papers, and bring with him such books or papers, whether the papers be telegraphic messages or others, for the inspection of such committee, as such committee may deem necessary to the investigation with which such committee may have been charged; and that such committee may order and direct any witness who may be brought before it to produce to the committee any book or paper, whether such paper be a telegraphic dispatch or other, which may appear to be in his possession or under his control, which said committee may deem necessary to the investigation with which it may have been charged; and that any person upon whom such subpoena shall have been served, who shall disobey the same, or, having appeared as a witness, shall disobey the order of such a committee to produce any book or paper which he shall have been ordered by such committee to produce, should be brought to the bar of the House upon a report of the facts by the committee to answer for a contempt of the authority of the House, and dealt with as the law under the facts may require	118
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That the Judiciary Committee be instructed to inquire whether by the appropriation act of August 15, 1876, the twenty-one clerks to committees of the House therein mentioned are entitled to receive as compensation during the fiscal year ended June 30, 1877, the amount per diem designated in said act for their actual services	120
That the Speaker of this House issue a warrant, under his hand and the seal of the House of Representatives, directing the Sergeant-at-Arms of this House, either by himself or his special deputy, to arrest and bring to the bar of the House without delay E. W. Barnes, to answer for a contempt of the authority of this House and a breach of its privileges, in refusing to produce to the special committee, of which Hon. William R. Morrison is chairman, now sitting in the city of New Orleans, certain telegraphic dispatches, in obedience to <i>subpœna duces tecum</i> , served on him on the 13th day of December, 1876, and to be dealt with as the law under the facts may require	132
That Colorado is a State in this Union, and that James B. Belford, Representative elect from said State, be sworn and admitted to his seat as such	149, 312, 321
That E. W. Barnes be allowed until Friday, the 5th day of January, 1877, at 2 o'clock p. m., to make his answer at the bar of this House to the charge of contempt of its authority and breach of its privileges pending against him; and that said Barnes be remanded to the custody of the Sergeant-at-Arms, and by him safely held until the judgment of the House be had on said charge	150
That the report of the committee, the answer just read to the House, and all other papers relating to the breach of the privilege of this House and contempt of its authority alleged to have been committed by E. W. Barnes, now in custody and at the bar of the House, be referred to the Committee on the Judiciary, with instructions to report, as early as practicable, what action, in their judgment, should be taken by the House in relation thereto	164
That E. W. Barnes be required to produce to the select committee of which Hon. William R. Morrison is chairman the telegrams mentioned in the subpoena which had not been sent to Mobile by order of the superintendent before the service of the subpoena upon him on the 13th of December, 1876	212
That said Barnes be again brought to the bar of the House, and the Speaker then demand of him if he is now willing to produce to said committee the telegrams mentioned in the subpoena which had not been sent by him to Mobile before the 13th of December, 1876, when the subpoena was served on him, and whether he will do so	212
That if said Barnes shall answer that he is now willing to produce said telegrams to said committee, and promises to do so, that he be allowed to do so without unnecessary delay, and upon so doing he shall be discharged from custody	213
That the answer made by the witness E. W. Barnes to the questions propounded to him by the Speaker under the resolution of the House is not deemed sufficient; and that he be remanded to the custody of the Sergeant-at-Arms, and by him closely kept until he shall produce to the committee all telegrams demanded from him and be discharged from custody by order of the House	

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That the answer of E. W. Barnes, the witness, to the questions propounded to him by the Speaker in obedience to the resolution of the House is not deemed sufficient, and that said Barnes is hereby adjudged to be in contempt of the authority of this House, and to have committed a breach of its privileges, in refusing to produce telegrams to the special committee, of which William R. Morrison is chairman, in obedience to the subpoena served upon him on the 13th of December, 1876, and that he be remanded to the custody of the Sergeant-at-Arms, to be held in such confinement by him, until said witness shall purge himself of his contempt by producing the telegrams specified in the subpoena which he had not sent to Mobile before the subpoena was served upon him, to said select committee, or until he be discharged from custody by the order of the House.	213
First, that the Constitution of the United States does not confer upon the President of the Senate the power to examine and ascertain the votes to be counted as the electoral votes for President and Vice-President of the United States; second, that the only power which the Constitution of the United States confers upon the President of the Senate in respect to the electoral votes for President and Vice-President of the United States is to receive the sealed lists transmitted to him by the several electoral colleges, to keep the same safely, and to open all the certificates or those purporting to be such in the presence of the Senate and the House of Representatives; third, that the Constitution of the United States does confer upon the Senate and the House of Representatives the power to examine and ascertain the votes to be counted as the electoral votes; fourth, that in execution of their power in respect to the counting of the electoral vote the House of Representatives is at least equal with the Senate; fifth, that in the counting of the electoral votes, no vote can be counted against the judgment and determination of this House of Representatives; sixth, that the committees have leave to sit again and report hereafter further matter for the consideration of the House.	215, 250, 251, 252
That two additional members be appointed by the Speaker to serve on the Committee on Powers and Privileges of the House.	215
That this House require that the package tendered by the member from New York [Mr. Hewitt] to the President of the Senate in the presence of the two houses on yesterday, and purporting to be a certificate of the electoral vote for the President and Vice-President of the United States in the State of Vermont, shall be opened by the President of the Senate in the presence of the two houses, and if found to be such a certificate, the same shall be submitted, together with the certificate read in the presence of the two houses, to the Electoral Commission for its judgment and decision, and that the Senate be requested to make a like order, requiring the President of the Senate to open said package in the presence of the two houses; and until such order be made the House will not be ready to meet the Senate to proceed with the count of the electoral vote.	591, 602
That it is the duty of the House to declare, and this House does hereby solemnly declare, that Samuel J. Tilden, of the State of New York, received 196 electoral votes for the office of President of the United States, all of which votes were cast and lists thereof signed, certified, and transmitted to the seat of Government, directed to the Senate, in conformity with the Constitution and laws of the United States, by electors legally eligible and qualified as such an elector, each of whom had been duly appointed and elected, in the manner directed by the legislature of the State in and for which he cast his vote as aforesaid; and that said Samuel J. Tilden having thus received the votes of a majority of the electors appointed as aforesaid, he was thereby duly elected President of the United States of America for the term of four years, commencing on the 4th day of March, A. D. 1877; and that this House further declare that Thomas A. Hendricks having received the same number of electoral votes for the office of Vice-President of the United States that were cast for Samuel J. Tilden for President, as aforesaid, the said votes having been cast for him by the same persons who voted for the said Tilden for President, as aforesaid, and at the same time and in the same manner, it is the opinion of this House that the said Thomas A. Hendricks, of the State of Indiana, was duly elected Vice-President of the United States for a term of four years, commencing on the 4th day of March, A. D. 1877.	652
That the Sergeant-at-Arms of the House be hereby authorized to retain counsel in the cause in which Hallet Kilbourne is plaintiff and John G. Thompson and others are defendants, for the purpose of prosecuting or defending, as the case may be, the cause aforesaid in the Supreme Court of the United States.	672
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That the Committee on Military Affairs be, and is hereby, directed to inquire and report to this House the present strength, location, and occupation of the troops of the United States Army; how many are now being used upon the Indian and Mexican frontier, and what troops, if any, have been withdrawn therefrom, and if the safety of the frontier does not demand that all the troops withdrawn should be replaced; how many are now located in and around Washington; when the troops were ordered to Washington; the nature of their orders, by whom made, and the purpose for which they are or have been ordered here; the amount paid for transportation of troops since July last, by whom and to whom paid. Said committee are hereby authorized to send for persons and papers

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That the call of States be taken up where it was stopped by suspension of the rules on yesterday, and that the call proceed under the limitations of the morning hour on Monday.	184
That all reports so made and committed to the Committee of the Whole House on the state of the Union, or to the Committee of the Whole, or recommended to a standing or select committee, and all reports that may be at any time by unanimous consent reported for commitment, shall not be brought back into the House on a motion to reconsider	186
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That the Clerk of the House be directed to pay out of the contingent fund to Henry Thomas, for sixty days' services as messenger to the Committee on War-Claims, at \$2 per day, \$120	639
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That the annual message of the President and accompanying documents be referred to the Committee of the Whole House on the state of the Union and printed	35
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That the President be requested to transmit to this House copies of any and all orders or directions emanating from him or from either of the Executive Departments of the Government to any military commander or civil officer with reference to the service of the Army, or any portion thereof, in the States of Virginia, South Carolina, Louisiana, and Florida, since the 1st of August last, together with reports, by telegraph or otherwise, from either or any of said military commanders or civil officers	46, 50
That so much of the annual message of the President of the United States to the two houses of Congress at the present session, together with the accompanying documents, be referred to appropriate committees	68, 69
That the communication presented by the Speaker from Hon. William R. Morrison, chairman of the select committee appointed to investigate certain matters relating to the late election in Louisiana, be referred to the Committee on the Judiciary, with instructions to report at the earliest practicable moment what action this House should take in the premises to enforce its rightful authority	91
That when the House adjourns on Saturday, the 23d instant, it shall adjourn to meet on Wednesday, the 27th instant; and when it adjourns on Saturday, the 30th instant, it shall adjourn to meet on Wednesday, January 3, 1877	109
That the Clerk of the House be, and he is hereby, directed to pay from the contingent fund of the House to Frank C. Hopkins the sum of \$600, for services rendered as clerk to the Committee of Ways and Means in the absence of the clerk of that committee during the Forty-fourth Congress	119
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52	A bill to pay certain persons therein specified for horses illegally taken from them by officers of the United States.	115
59	A bill for the relief of John Clinton, postmaster at Brownsville, Tennessee.	449
70	A bill for the relief of Jacob Dice, of Fountain County, Indiana.	261
87	A bill to establish a mint, for the coinage of gold and silver, at Saint Louis, in the State of Missouri.	689
89	A bill amendatory of, and supplementary to, the act entitled "An act to incorporate the Texas Pacific Railroad Company, and to aid in the construction of its road, and for other purposes," approved March 3, 1871, and the act supplementary thereto, approved May 2, 1872, and the act entitled "An act granting lands to aid in the construction of a railroad and telegraph-line from the States of Missouri and Arkansas to the Pacific Ocean," approved July 27, 1866.	293
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176	A bill for the relief of the heirs of the late George Armstrong.	696
183	A bill granting an increase of pension to John E. Wunderling, late private in the Thirty-third Regiment New York Volunteer Infantry.	683
186	A bill to provide for compensation to the owners of certain lands ceded by the United States to Great Britain in and by the treaty of Washington of July 9, 1842.	632	682, 695.....	697
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* Law without approval.

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275	A bill to establish a branch mint of the Uni- ted States at Saint Louis, Missouri.	689
325	A bill to authorize the Secretary of the In- terior to ascertain the amounts due to citi- zens of the United States for supplies fur- nished to the Sioux or Dakota Indians of Minnesota subsequent to August, 1860, and prior to the massacre of August, 1862, and providing for the payment thereof.	104
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358	A bill in relation to Army officers who have been commissioned from the ranks.	514
385	A bill to pay Edgar A. Beach, of Essex, Ver- mont, the sum therein named.	37
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429	A bill for the relief of Charles C. Campbell, of Washington County, Virginia.	461	501, 515	696
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559	A bill for the relief of Almeron E. Calkins, late a second lieutenant in the Eighth Michigan Cavalry.	689
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586	A bill for the relief of Adolph von Hascke.	646	653, 674.	698
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627	A bill for the relief of James M. Lee.	469
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640	A bill for the sale of certain Shawnee In- dian lands, and to provide homes for the Black Bob and Absentee Shawnee Indians.
648	A bill for the relief of Andrew J. Barrett.	40, 81.	168
658	A bill to amend the coinage act of 1873.	208
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697	A bill donating condemned cannon and cannon-balls to Ledyard Monument Association, of Ledyard, Connecticut, for monumental purposes.	106					
698	A bill donating condemned cannon and cannon-balls to the Colchester Monument Association of Colchester, Connecticut, for monumental purposes.	106					
703	A bill granting a pension to Catharine Ferry.	146		147			
717	A bill to reimburse W. L. Robinson, late postmaster at Galesville, N. Y.	79					
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838	A bill granting a pension to Joseph Odell	146		147			
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845	A bill condemning two pieces of brass ordnance for soldiers' monument at Caldwell, Ohio.	106					
848	A bill donating condemned cannon and cannon-balls to the corporate authorities of the town of Oberlin, Ohio, for monumental purposes.	106					
850	A bill granting four condemned cannon and sixteen cannon-balls to the Soldiers' Monumental Association of Salem, Ohio, for monumental purposes.	105					
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901	A bill for the relief of J. E. Robertson & Co., of Indianapolis, Indiana.				509	517, 530	558
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967	A bill authorizing the survey of certain townships in Michigan, and making an appropriation therefor.				387	403, 432	467
969	A bill for the relief of Charles H. Johnson, late first Lieutenant of the Fifteenth Michigan Infantry.			147			
975	A bill authorizing a settlement of the claim of the late Rear-Admiral John A. Dahlgren.	262					
976	A bill authorizing the Secretary of War to deliver to the city of Port Huron, Michigan, certain condemned cannon and balls for a soldiers' monument in Lakeside Cemetery.	105, 689					

* Law without approval.

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Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceed- inga.	Approved.
1004	A bill to provide for the removal of the Walla Walla, Cayuse, and Umatilla Indians from the Umatilla reservation in Oregon, and for the sale of their lands.	.....	115				
1005	A bill to amend the act entitled "An act making appropriations for the service of the Government for the fiscal year ending June 30, 1872, and for former years, and for other purposes," approved May 18, 1872.	.....	50				
1007	A bill for the relief of the officers of the Fourth and Fifth Indian Regiments.	.....	107				
1016	A bill for the relief of Virginia E. White, of Ohio County, West Virginia.	.....	251	252	615	636, 674	697
1096	A bill for the relief of Thomas Van Duzen and his assigns for lands.	.....			122	127, 139	153
1035	A bill to secure the speedy completion of the Texas Pacific Railroad, from a point at or near Marshall, county of Harrison, State of Texas, to the southeastern boundary line of the State of California, and to authorize the Southern Pacific Railroad Company to aid in building the same, and also to build a branch of its road to San Diego.	.....	393				
1037	A bill to appropriate \$136,597 for necessary improvements at Mare Island navy-yard, Vallejo, California.	.....	212				
1055	A bill to authorize the Secretary of War to convey to the city of Newport, Kentucky, the grounds at the confluence of the Licking with the Ohio River, in Campbell County, Kentucky, known as the Newport Barracks.	.....	462				
1058	A bill for the relief of Henry B. Brown	.....	37				
1075	A bill directing the Second Auditor to settle the pay and bounty account of John Ammahale or Aumabe.	.....				40, 61	142
1082	A bill for the relief of Henry M. Meade, late paymaster in the United States Navy.	.....	639	639	688		
1119	A bill for the relief of Julius S. Bohrer, late master in the United States Navy.	.....	136				
1116	A bill for the relief of the heirs of George Fisher.	.....	699				
1146	A bill to refund to the State of North Carolina certain moneys therein named.	.....	262				
1157	A bill for the relief of Joel A. Billups	.....	51				
1159	A bill for the relief of Simon M. Preston	.....	416				
1200	A bill for the relief of Almont Barnes	.....			683	692	697
1202	A bill authorizing the extension of the patent granted to Horace Woodman, August 1, 1854, for a new machine for stripping cards.	.....	460				
1228	A bill donating condemned cannon and cannon-balls to Samuel Orr and Phillip Harnbrook for monumental purposes.	.....	106				
1231	A bill for the relief of the board of trustees of the Antietam National Cemetery.	.....			580	522, 560	696
1237	A bill for the relief of Benjamin F. Reynolds.	.....				156, 197, 200, 218	264
1238	A bill granting a pension to Esther P. Fox	.....			568	636, 642, 674	696
1245	A bill granting a pension to James W. Thompson, late of Company H, Forty-seventh Illinois Volunteers.	.....			683		
1253	A bill granting to the State of Missouri all lands therein selected as swamp or overflowed lands.	.....			619	626, 674	695
1254	A bill to provide for the establishment of a branch mint of the United States at the city of Kansas, in the State of Missouri.	.....	690				
1262	A bill for the relief of Mary A. Silvey	.....	361				
1288	A bill granting a pension to Jonathan Roberts, of Marietta, Iowa.	.....			683		
1293	A bill for the relief of Albert G. Peabody, jr.	.....	115				

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
1305	A bill amendatory of the act entitled "An act to incorporate the Texas Pacific Railroad Company, and to aid in the construction of its road, and for other purposes," approved March 3, 1871, to secure the speedy completion of the Texas Pacific Railroad from a point at or near Marshall, county of Harrison, State of Texas, to the southeastern boundary-line of the State of California, and to authorize the Southern Pacific Railroad Company to aid in building the same, and also to build a branch of its road to San Diego, California.	.....	293				
1313	A bill granting a pension to John C. Fenske	.....	210				
1338	A bill for the relief of Adelbert C. Fassett	.....	107				
1341	A bill to refund certain taxes collected by the United States on raw cotton during the years 1863, 1864, 1865, 1866, 1867, and 1868, and to create a perpetual common free-school fund, and for other purposes.	.....	678				
1347	A bill granting a pension to Hattie D. McKain	.....			568	620, 674.	697
1394	A bill for the relief of Lieutenant W. H. Collins, late of the Fourteenth Pennsylvania Cavalry, now of the county of Venango, State of Pennsylvania.	.....	237				
1433	A bill for the relief of A. B. Woodruff, late postmaster at Woodruff's, South Carolina.	.....	51				
1463	A bill for the relief of William H. Gray, of Kentucky.	.....	81				
1479	A bill granting a pension to Dalton Hindman	.....			683		
1503	A bill for the relief of Sarah F. Albertson, of Boonville, Missouri.	.....				40, 81.	142
1512	A bill to provide a building for the use of the United States district and circuit courts, the post-office, and internal-revenue officers at Austin, Texas.	.....	443				
1515	A bill for the relief of certain officers, soldiers, and sailors of the war of 1812.	.....	435				
1521	A bill granting a pension to Louis A. McLaughlin.	.....			247	255, 282, 369*	
1547	A bill limiting rates for the transportation of freight and passengers over the bridge constructed by the Union Pacific Railroad Company across the Missouri River at Omaha, Nebraska.	.....	294				
1558	A bill to remove the legal and political disabilities of Robert Ransom, of Virginia.	.....				156, 345, 358, 382	397
1566	A bill granting a pension to Elizabeth D. Stoner.	.....			683		
1568	A bill for the relief of Rice M. Brown	.....	107				
1581	A bill for the relief of John Gowers, late of Company C, One hundred and eleventh Regiment New York Volunteers.	.....				40, 81.	142
1588	A bill granting additional pension to Jefferson Bowers, of Mason County, Illinois.	.....				65, 67, 113, 183*	
1592	A bill to re-imburse Horace Glover for property unlawfully seized and sold by the United States Government.	.....		46		50, 113.	142
1611	A bill authorizing the changing of the name of the sloop Addie Parker, of New Bedford, Massachusetts.	.....	38	38	625	635, 674.	698
1617	A bill to remove the political disabilities of George S. Hawkins, of Florida.	.....	135	135			
1683	A bill authorizing and directing the Secretary of War to give John Kirk, late lieutenant of Company E, Ninety-second Regiment Ohio Volunteer Infantry, an honorable discharge.	.....	107				
1687	A bill to change the date of muster-in as second lieutenant of Hillborn C. Miller, late of Company G, First Ohio Heavy Artillery.	.....	104				
1688	A bill for the relief of Robert H. Flavell, sergeant Company F, Seventh Missouri Volunteers.	.....		115			

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
1715	A bill to authorize the assignees of the State of Illinois to select and enter public lands to which said State is entitled under and by the provisions of the several acts of Congress, namely, the act of September 28, 1850, known as the swamp-land act; the act of March 2, 1855, known as the indemnity act; and the act extending the provisions of said act, passed March 3, 1857.	.....	442				
1732	A bill to place on the muster-rolls the name of John Chandler, late of Company K, Thirty-sixth Regiment Missouri Volunteer Infantry.	.....	261				
1746	A bill authorizing the Secretary of War to correct an Army officer's record.	.....	689				
1747	A bill for the relief of Thomas Kearney, collector of customs for the district of Corpus Christi.	.....	312, 345				
1762	A bill declaring the lands constituting the Fort Crook military reservation, in Shasta County, California, subject to pre-emption and homestead entry.	.....	107				
1765	A bill respecting the limits of reservations for town-sites upon the public domain.	.....			625	635, 674.....	686
1824	A bill to change the name of the pleasure-yacht Hiram B. to Iola.	.....	37	38	625	635, 674.....	686
1829	A bill for the relief of Alexander H. Wallis, George Russell, and Henry Russell.	.....	262				
1831	A bill to authorize the Secretary of War to appropriate condemned ordnance for the erection of a monument to the memory of the soldiers and sailors of Orange County, New York, who fell during the late war.	.....	106				
1850	A bill granting a pension to Harvey B. Kilborn, private in Company C, Thirtieth Regiment Pennsylvania Militia.	.....			254	267, 269, 397	
1857	A bill for the relief of William S. Morria, William S. Mann, Charles A. Oakman, George W. Hillman, the Union Transfer Company, all of Philadelphia, Pennsylvania; the Union Transfer Company of Baltimore, Maryland; and John R. Graham, late of Philadelphia, now of Washington, District of Columbia.	.....	37				
1860	A bill to incorporate the Washington City and Atlantic Coast Railroad Company.	.....	169	322			
1862	A bill for the relief of Amanda M. Smyth, widow of the late Brevet Major-General Thomas A. Smyth.	.....	450				
1874	A bill granting a new register to the schooner Carteret.	.....	80	80			
1903	A bill for the relief of the widow of P. M. Armstrong, of Overton County, Tennessee, under act of March 3, 1873.	.....	37				
1906	A bill for the relief of John Fletcher	.....	50				
1915	A bill to change the name of the steamboat Robert Ross	.....				156	
1938	A bill to restore Thomas J. Spencer, late first lieutenant Tenth United States Cavalry, to his former rank in the Army.	.....	78				
1947	A bill granting to the city of Stevens Point, Wisconsin, a certain piece of land.	.....			530	529, 560.....	686
1950	A bill declaring the lands constituting the Fort Reading military reservation in Shasta County, California, subject to pre-emption and homestead entry.	.....	105				
1952	A bill granting a pension to Nathaniel Johnson Coffin.	.....	196				
1964	A bill to provide for the sale of certain lands in Kansas.	.....				121, 127, 437, 445, 448, 515	685
1965	A bill granting a pension to Mary E. Campbell.	.....	124				
1995	A bill granting a pension to Charles H. Bugbee, late a private in Company A, Third Vermont Volunteers.	.....			683		
1996	A bill donating condemned ordnance to Post 71, Grand Army of the Republic, Holyoke, Massachusetts.	.....	107				

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
9000	A bill to authorize the Court of Claims to hear and adjudicate upon the cases of the heirs and legal representatives of Leonidas Haskell, deceased, on their substantial merits.	.....	87				
9002	A bill for the relief of the former occupants of the present military reservation at Point San José, in the city and county of San Francisco.	.....	198				
9019	A bill for the relief of Edwin Morgan, late captain of Company G, Seventy-seventh Regiment Pennsylvania Volunteer Infantry.	.....			629	637, 642, 674	698
9029	A bill to remove the charge of desertion against Levi Sutton and George Grooms, of Company K, Eleventh Tennessee Cavalry.	.....	237				
9041	A bill to amend section 2291 of the Revised Statutes of the United States.	.....				156, 159, 164, 200	1949
9043	A bill to improve the law in relation to dower in the District of Columbia.	.....			122	156, 206, 233, 671, 682	
9056	A bill directing the Second Auditor of the Treasury to settle the pay and bounty account of Moses Lord.	.....	408				
9086	A bill for the relief of Samuel Coday.	.....	261				
9114	A bill to give parties contestant time to file on or enter lands under the pre-emption, homestead, or timber-culture acts after the contests shall have been finally decided.	.....	124, 159	160			
9133	A bill to amend section ten of the act making appropriations for the current and contingent expenses of the Indian Department for the year ending June 30, 1876.	.....				156	
9142	A bill to authorize the Secretary of the Interior to invest in the bonds of the United States the unexpended balance of the money appropriated to the L'Anse and Vieux de Ser bands of Lake Superior.	.....		212			
9151	A bill to compensate Jean Louis Comeaux, of the parish of La Fourche, Louisiana, for services rendered to the Government of the United States in recruiting and enlisting soldiers during the late war.	.....	108				
9154	A bill for the relief of the heirs at law of John W. Cameron.	.....	108				
9197	A bill for the relief of Henry B. Kelly, of Louisiana, from political disabilities imposed by the fourteenth amendment.	.....			590	529, 580	695
9208	A bill to authorize the formation of a mixed commission to inquire and report as to the future naval policy of the Government of the United States.	.....	201				
9214	A bill removing from the records of the War Department the charge of desertion standing against the name of Francis M. Strickland, of Company E, Twenty-sixth Indiana Volunteers.	.....	690				
9218	A bill for the relief of Mrs. Amanda Rains.	.....	146	147			
9232	A bill for the relief of William H. Cornell, late acting third assistant engineer of United States steamer Winnebago.	.....	262				
9229	A bill for the relief of Chancy J. Poore, late a private in Battery G, First New York Light Artillery.	.....	146	147	623	626, 674	697
9234	A bill for the relief of Henry Simons, late private in Company D, Fourth Regiment Iowa Infantry Volunteers.	.....		261			
9237	A bill granting a pension to Anson K. Young.	.....	146	147	683		
9242	A bill granting a pension to George McColly.	.....			247	255, 282, *369	
9245	A bill to carry into execution the provisions of the fourteenth amendment to the Constitution concerning citizenship, and to define certain rights of citizens of the United States in foreign countries and certain duties of diplomatic and consular officers, and for other purposes.	.....	136				

† Vetoed.

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
2248	A bill to provide for the payment for certain improvements on lands now embraced in the military reservation of Fort Cameron, in the Territory of Utah.	109, 115					
2257	A bill for the relief of J. T. McGinniss, captain of Thirtieth Infantry, United States Army.				67	74, 107, 113, 183	
2260	A bill providing for the sale of saline lands.					155, 164, 300.	218
2263	A bill for the repeal of so much of the act of December 17, 1872, as provides for a pivot-draw in any bridge to be erected across the Ohio River between the cities of Covington, Kentucky, and Cincinnati, Ohio.	38, 199, 201					
2278	A bill to change the name of the port of entry of the district of the Teche in Louisiana from Brashear to Morgan City.			83			
2283	A bill granting pensions to certain soldiers and sailors of the Mexican, Florida, and the Black Hawk wars, and certain widows of deceased soldiers and sailors of the same.	160		160			
2287	A bill for the relief of Peters and Reed, naval contractors at the Norfolk navy-yard in the year 1860.				247	255, 282	281
2300	A bill granting a pension to Margaret C. Bell					155, 210, 313, 41, *341	
2350	A bill for the relief of Lieut. Mason Carter, United States Army.	116					
2382	A bill granting the right of way to the Hot Springs Railroad Company over the Hot Springs reservation in the State of Arkansas.				554	561, 580	606
2386	A bill for the relief of Moses F. Carleton, late second lieutenant of Company I, Fourth Michigan Infantry Volunteers.	639		639	688		
2446	A bill to correct the date of commission of a certain officer of the Army.	108					
2461	A bill for the relief of certain officers of the Third United States Artillery who suffered by fire at Fort Hamilton, New York Harbor, on the 3d of March, 1875.				292	310, 336	340
2471	A bill for the relief of J. A. Murray	51					
2473	A bill to authorize claimants upon even-numbered sections of land within the twenty-mile limits of the Northern Pacific Railroad to make proof and payment for their claims at the ordinary minimum rate of one dollar and twenty-five cents per acre.	155					
2483	A bill for the relief of Alexander Moffit, of the District of Columbia.	399					
2497	A bill granting an honorable discharge to Benjamin F. Trine, Company A, Second Battalion, Fifteenth United States Infantry.	116					
2519	A bill granting a pension to James M. Bailey	146		147			
2521	A bill for the relief of John H. Ruff	237					
2530	A bill to re-organize the property and money departments of the Army, and for purposes connected therewith.	116					
2538	A bill for the relief of John Bowles, late lieutenant-colonel Seventy-ninth Regiment United States Colored Troops.	261					
2553	A bill for the relief of J. Rufus Tryon, surgeon, United States Navy.	262					
2554	A bill to extend the time within which the Court of Claims may hear and determine the claims of the officers and soldiers of the late war, growing out of services therein.	115					
2555	A bill to equalize the bounties of soldiers who served in the war for the suppression of the rebellion.	196					
2564	A bill to prevent monopoly and exorbitant charges in trading establishments at military posts, and to secure good order at the same.	118					

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
2574	A bill for the relief of Louisa G. Chandler	261					
2578	A bill to require the construction of paymasters' offices on all naval vessels.	262					
2597	A bill for the relief of Herman Mann, of Rochester, New York.	108					
2601	A bill authorizing the Commissioner of Pensions to issue a land-warrant to Thomas Hunter, a soldier of the war of 1812, in lieu of one lost.			165			
2603	A bill for the relief of the administrator of Samuel T. Anderson, of Baltimore.	212					
2605	A bill for the relief of Thomas B. Doe, of Virginia.	115					
2606	A bill for the relief of Catherine Harris.	108		109	629	635, 674.	698
2621	A bill for the removal of the charge of desertion from William T. Buck, private Company B, Seventeenth Regiment Ohio Volunteer Infantry.	196					
2653	A bill making appropriation for the improvement and repair of the military road between Springfield and Fort Randall in the Territory of Dakota.				247	255, 262.	305
2683	A bill to establish an assay office at New Orleans.	690					
2690	A bill to refund to the mayor and city council of Baltimore certain moneys illegally assessed and collected for internal-revenue tax.			462	508	515, 530.	558
2694	A bill for the relief of W. W. Van Antwerp, late major of Fourth Michigan Cavalry.				633	637, 642, 674.	698
2695	A bill for the relief of S. T. Marshall, of Lee County, Iowa.			462			
2697	A bill supplementary to the act entitled "An act to carry into effect the convention between the United States and China, concluded on the 8th day of November, 1858, at Shanghai," approved March 3, 1859, and to give the Court of Claims jurisdiction in certain cases.			462			
2717	A bill granting a pension to Hugh McGovern.	390					
2721	A bill for the relief of John Hoffman.	689					
2736	A bill to remove the political disabilities of N. H. Van Zandt, of Virginia.				113	156, 345, 358, 362.	397
2742	A bill granting a pension to Cynthia A. Mizelle, of Bertie County, North Carolina.	210					
2765	A bill for the relief of John T. Castle, first Lieutenant Company B, Forty-sixth Regiment Indiana Volunteer Infantry.	689					
2787	A bill for the relief of Albert H. Pfeiffer, of Colorado Territory.	450					
2788	A bill for the relief of certain settlers on the Camp Lowell military reservation, Territory of Arizona.	115					
2789	A bill for the relief of Charles A. Luke.	115					
2795	A bill for an appropriation to repair the military bridge over the Big Sioux River near Sioux City in the State of Iowa.	260					
2798	A bill to authorize the Washington, Cincinnati, and Saint Louis Railroad Company to construct a narrow-gauge railway from tide-water to the cities of Saint Louis and Chicago.	62					
2803	A bill to provide for arrears of pensions on account of death or wounds received or disease contracted in the service of the United States since the 4th day of March, 1861, and for the payment of the same.			651			
2825	A bill to correct errors and supply omissions in the Revised Statutes of the United States relating to the District of Columbia.	39		45			
2829	A bill for the relief of Ariel K. Eaton and James D. Jenkins.	87					
2830	A bill for the relief of Charles Mason.	462		462			
2833	A bill for the relief of Susan P. Vance.				558, 580		

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
2835	A bill for the relief of R. J. Henderson, of Newton County, Missouri.	.....	.....	.....	206	218, 241, *341	
2842	A bill granting a pension to Robert S. Toland	.....	.....	.....	247	255, 282, *369	
2847	A bill granting a pension to Lucinda Starnes	.....	.....	.....	568	630, 674	687
2867	A bill to amend section 2958 of the Revised Statutes.	.....	.....	.....	692		
2981	A bill for the relief of Eliza J. Fout, widow of Jeremiah Keeton, late of Company D, Second Virginia Cavalry.	116	.....	.....	
2999	A bill giving the Court of Claims jurisdiction to hear and determine the claim of William T. Pate and Silas Q. Howe, now pending in said court.	87	.....	.....	
2901	A bill for the payment of non-commissioned officers according to duties discharged by them.	108	.....	.....	
2903	A bill for the relief of James H. Linn, late acting first assistant engineer in charge of the Mississippi squadron, United States Navy.	689	.....	.....	
2911	A bill donating certain condemned cannon to the soldiers' monument at Muscatine, Iowa.	107	.....	.....	
2917	A bill to restore C. T. Speer, of Colorado Territory, to his rank and position as second lieutenant in the Eleventh United States Infantry.	116	.....	.....	
2952	A bill authorizing the Commissioner of Patents to rehear the application of Stephen V. Benét for patent cartridges.	.....	.....	.....	667		
2991	A bill to repeal section 4716 of the Revised Statutes of the United States.	39	.....	.....	
3002	A bill for the relief of settlers on certain lands in the State of California.	691	.....	.....	
3007	A bill donating public lands in the State of Colorado for the establishment and endowment of a college for the benefit of agriculture and the mechanic arts.	167	.....	.....	
3008	A bill to provide for the construction of military roads in the Territory of Arizona.	689	.....	.....	
3011	A bill granting a pension to Mrs. Ann Annis	.....	.....	.....	568	637, 642	686
3038	A bill granting a pension to Almon F. Mills, late private Company K, Twenty-ninth Regiment Ohio Volunteers.	.....	.....	.....	281	289, 326, *436	
3067	A bill for the relief of Alexander Anderson, late first lieutenant Fourteenth New York Volunteer Cavalry.	146	.....	147			
3070	A bill for the relief of Christopher W. Robertson	689	.....	.....	
3077	A bill referring to the Court of Claims the claim of Nannie Hall, formerly widow of the late Lieutenant Denman, of the United States Army, for cotton seized, and the proceeds paid into the United States Treasury.	135	.....	.....	
3079	A bill to authorize the execution of a resolution of the national council of the Osage Indians.	627	.....	.....	
3082	A bill for the relief of Richard T. Jacob, jr., lieutenant Sixth United States Infantry.	115	.....	.....	
3089	A bill granting a pension to Mrs. G. A. Dennis, widow of Abraham Dennis, captain of Company D, of Second Regiment of Indiana Volunteers, in the war with Mexico.	211	.....	.....	
3093	A bill for the relief of the legal representative of Zachariah B. Washburne, deceased.	.....	.....	.....	580	522, 560	686
3094	A bill for the relief of Calvin B. Hinkley, late captain in the Nineteenth Maine Volunteers and First Maine Heavy Artillery.	107	.....	.....	
3112	A bill to confirm a private land-claim in the Territory of New Mexico.	259	.....	.....	
3140	A bill to extend the time for the construction of the Texas and Pacific Railway.	293	.....	.....	
3141	A bill for the relief of Lemuel D. Evans	163	.....	.....	
153	A bill for the relief of Joseph W. Parish	261	.....	.....	

* Law without approval.

Bills of the House of Representatives.—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
3155	A bill for the relief of James Richardson, late a private in Company E, Thirteenth Indiana Volunteer Cavalry.	.....	116				
3156	A bill to perfect the revision of the statutes of the United States.	.....			233	236, 269, 293, 294, 340, 346, 363, 383	† 451
3157	A bill for the relief of Second Lieutenant Lewis Merriam, Fourth Infantry United States Army.	.....	197				
3159	A bill to authorize the coinage of "Centennial coins," and for other purposes.	.....	208				
3161	A bill for the relief of Alexander & Co., for the loss of whisky by the negligence of the Government.	.....	676				
3163	A bill to authorize the Ocean City Bridge Company to maintain and operate a bridge heretofore erected over and across Synepuxent Bay, in Worcester County, Maryland.	.....	38	38	516	517, 530	695
3164	A bill for the relief of Lieutenant C. A. Cutler.	.....	508				
3216	A bill granting a pension to Mrs. Eliza A. Semple.	.....		672			
3234	A bill to restore William J. Montgomery, late first assistant engineer, United States Navy, to the active list of the Navy.	.....	282				
3247	A bill granting a pension to John Etzell	.....	198				
3253	A bill to change the position in the official Army Register of the name of Walter F. Halleck, first lieutenant, retired.	.....	108				
3256	A bill for the relief of John F. Sutherland and Brother, of Parke County, Indiana.	.....	80	80			
3259	A bill for the relief of John Wightman, a contractor for carrying the mail in Pennsylvania.	.....	39				
3260	A bill to remove the disabilities of Lawrence S. Baker, of Tarboro, North Carolina.	.....			520	524, 620, 674.	697
3277	A bill granting a pension to Kate Louise Roy.	.....			683		
3280	A bill granting a pension to James Johnston.	.....			568	620, 674.	696
3282	A bill granting a pension to Sarah McCorty.	.....			683		
3283	A bill for the relief of Charles Metcalfe.	.....	167, 236				
3286	A bill donating condemned cannon and cannon-balls for monumental purposes to the Grand Army of the Republic post organization at Lawrence, Massachusetts.	.....	108				
3292	A bill providing for a pension to be paid to Andrew Jackson, colored, of Pittsburgh, Pennsylvania.	.....	146	147			
3305	A bill for the relief of Mrs. Sarah B. Franklin.	.....	211				
3321	A bill to amend the act entitled "An act granting pensions to the widows, children, dependent mothers and fathers or orphan brothers and sisters of those soldiers who were murdered by guerrillas at Centralia, Missouri, in 1864."	.....		672			
3347	A bill making an appropriation for the construction of a military post near the Ute Indian reservation, in Colorado Territory.	.....	689				
3349	A bill granting a pension to Mrs. Rebecca Maxwell, widow of the late Colonel O. C. Maxwell, One hundred and ninety-fourth Ohio Volunteer Infantry.	.....	666	667			
3353	A bill donating condemned cannon to the town of Winchester, Massachusetts, for monumental purposes.	.....	106				
3367	A bill to remove the charge of desertion from the military record of Alfred Rouland.	.....			340	358, 382	† 438
3370	A bill to amend the statutes in relation to damages for infringement of patents, and for other purposes.	.....	161, 338	340			
3382	A bill granting a pension to Mary Clarke Bard, of Pennsylvania.	.....	390				
3406	A bill granting a pension to James B. Gillespie, late captain of Company I, One hundred and twentieth Regiment Illinois Infantry Volunteers.	.....		165			

† Vetoed.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
3413	A bill for the relief of Sophia Hess, of Washington, District of Columbia.	.....	361				
3415	A bill for the relief of Mrs. Julia H. Totten, widow of James Totten, late lieutenant-colonel and assistant inspector-general, United States Army.	.....		147			
3423	A bill granting a pension to Reuben J. Cheronius.	.....	163				
3429	A bill for the relief of Nancy Dixon	.....	189				
3430	A bill to repair and rebuild the levees of the Mississippi River and to reclaim the alluvial lands thereof, to improve its navigation, and promote and protect its commerce.	.....	668				
3436	A bill granting a pension to George Marts	.....	146	147			
3447	A bill for the relief of H. H. Alexander	.....	37				
3483	A bill to restore John Pulford, lieutenant-colonel, United States Army, retired, to his former rank on the retired-list.	.....			688		
3494	A bill authorizing the sale and disposition of the Hot Springs reservation in the State of Arkansas, and for other purposes.	.....	163				
3500	A bill granting a pension to Nelson Alnalie	.....			247	255, 269, *369	
3504	A bill for the relief of Thomas Day	.....			113	122, 130	128
3509	A bill for the relief of the legal representatives of R. H. Murrell, deceased, late commissary of the Tenth Tennessee Cavalry.	.....	146	147			
3510	A bill granting a pension to Cynthia H. Abbott.	.....		147			
3511	A bill granting increased pension to Thomas C. Kingsley.	.....	146	147	261	269, 326, *436	
3512	A bill for the relief of First Lieutenant Frederick H. E. Ebenstein, Twenty-first Infantry, United States Army.	.....	146	147			
3513	A bill granting a pension to Dr. P. F. Renas	.....	146	147			
3535	A bill to authorize and require the Secretary of the Interior to supply, at cost price, the "Medical and Surgical History of the War."	.....	361				
3544	A bill granting a pension to Julia A. Roberts	.....		672			
3550	A bill granting a pension to Mrs. Betsey Ann Fry, widow of Captain Alfred Fry, of Company A, Seventy-third Regiment Indiana Volunteers.	.....	211				
3554	A bill for the relief of William L. Lenan, late first lieutenant, Company B, Thirty-eighth Indiana Volunteers.	.....	361				
3558	A bill to provide for the settlement of tax-lien certificates erroneously issued by the late authorities of the District of Columbia.	.....	168	168			
3566	A bill to authorize the board of trustees of the city of Cheyenne, Wyoming, to enter and purchase for the use of said city certain public lands.	.....	167	167	520	522, 580	586
3567	A bill to make the ports of Brownsville and Galveston, Texas, ports to which unappraised merchandise may be transported.	.....	159, 160	159			
3574	A bill for the relief of Marshal P. Thatcher.	.....	146	147	625	635, 674	688
3575	A bill granting a pension to Eliza A. Blaze, widow of Abner T. Blaze, late a private in Company C, Thirteenth Indiana Cavalry Volunteers.	.....	146	147	261	269, 326, *436	
3577	A bill granting a pension to Catherine Barnes	.....	146	147			
3578	A bill granting a pension to Eliza McConnel	.....	146	147			
3579	A bill granting a pension to Eugene O'Sullivan, late sergeant Company K, Eighteenth Missouri Volunteer Infantry.	.....	146	147			
3580	A bill granting a pension to Rachel A. Cullison, widow of Richard W. Cullison, late a private in Company D, Forty-fifth Regiment Ohio Volunteers.	.....	146	147			
3581	A bill granting a pension to Minerva Williams and her minor children.	.....	147	147			
3582	A bill granting a pension to Charles L. Rugg, late first lieutenant of Company D, Sixth Indiana Cavalry.	.....		165			

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceed- ings.	Approved.
3583	A bill granting a pension to Frederick W. Smith.	.....	.....	165			
3584	A bill granting a pension to William Abendroth.	.....	.....	165			
3628	A bill establishing post-roads .....	.....	.....			80, 207, 255, 361, 387, 396, 652, 666, 683	697
3635	A bill to utilize the product of gold and silver mines, and for other purposes.	.....	65, 67, 71				
3636	A bill to remove the political disabilities of Richard S. Kinney and William R. Jones.	.....	.....	520	584, 620, 674.		697
3647	A bill to remove the charge of desertion against Harman Colley.	.....	261				
3652	A bill for the relief of James L. High .....	.....	206				
3654	A bill to relieve William F. Russell, of Florida, of political disabilities.	.....	.....	461			
3661	A bill donating condemned cannon for monumental purposes to Post No. 3, Grand Army of the Republic, of Taunton, Massachusetts.	.....	106				
3662	A bill for the relief of James Dickson .....	.....	77				
3681	A bill for the relief of B. B. Connor and Brother.	.....	.....	165			
3687	A bill to amend section 3117 of the Revised Statutes of the United States, relative to entry of goods taken or delivered at intermediate ports	.....	38	38			
3689	A bill to prevent default or delay in the payment of the interest on the bonds authorized by an act of Congress approved June 20, 1874.	.....	239				
3693	A bill changing the name of the First National Bank of Amesbury to the First National Bank of Merrimac.	.....	45	45	67	74, 113.....	182
3697	A bill authorizing the Secretary of War to deliver to the commissioners of Forest Park, Saint Louis, Missouri, eight condemned cannon, to be used in constructing the base of the statue of Ex-Attorney-General Edward Bates.	.....	106				
3698	A bill for the relief of William R. Wilmer, late collector of internal revenue for the fifth district of Maryland.	.....	136				
3706	A bill granting a pension to William Bullard	.....	198				
3708	A bill granting a pension to Enoch L. Folsom, of Lake County, Indiana.	.....	211				
3710	A bill granting a pension to Martin V. Day, of Massac County, Illinois.	.....	210				
3713	A bill to enable the Postmaster-General to place to the credit of the proper account any moneys erroneously deposited to the credit of the Post-Office Department.	.....	39				
3724	A bill for the relief of First Lieut. J. A. Yeckley, Twentieth United States Infantry.	.....	115				
3725	A bill to amend sections 5125 and 5126 of the Revised Statutes.	.....	293				
3730	A bill to remove the political disabilities of John D. Simms and Samuel V. Turner, of Virginia.	.....	.....	520	584, 620, 674.		697
3734	A bill to provide for the redemption of national-bank notes payable in gold at the office of the assistant treasurer of the United States in San Francisco, California.	.....	293				
3741	A bill amending an act incorporating the proprietors of Glenwood Cemetery.	.....	.....	233	236, 254, 411, 437, 445, *693		
3744	A bill for the relief of Dr. John H. Long .....	.....	77				
3752	A bill to repeal section 3412 of the Revised Statutes which imposes a 10 per cent. tax on the notes of State banks and State banking associations used for circulation and paid out by them.	.....	293				
3775	A bill fixing the compensation of United States marshals and deputies.	.....	135, 151, 158.	159			

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
3776	A bill fixing the fees of clerks of United States district and circuit courts.	.....	135	150			
3778	A bill entitled "An act for the relief of Julius S. Bohrer, United States Navy."	.....	136				
3789	A bill to amend section 5200 of chapter 3 of title 62 of the Revised Statutes.	.....	293				
3791	A bill to remove the legal and political disabilities of William A. Webb, of Virginia.	.....			590	584, 620, 674.	696
3792	A bill fixing the compensation, &c., of United States attorneys.	.....	159, 301				
3794	A bill to retire an Army officer from active duty on account of age and distinguished services.	.....	108				
3798	A bill for the relief of the Choctaw Nation of Indians.	.....	379, 644				
3806	A bill for the relief of Edward Coraelius, Colby Short, James W. Jubb, Sylvanus Avery, J. J. Hosner, George Hopkins, W. M. Wright, W. E. Clark, G. W. Cramton, M. McDermott, E. Allen, late members Michigan Veteran Volunteer Cavalry.	.....	116				
3833	A bill for the relief of John N. Hall.	.....		641	666	675	696
3844	A bill granting a pension to Mary B. Marsh.	.....	390				
3853	A bill to regulate immigration.	.....	242				
3865	A bill for the relief of Gibbs & Co., of Charleston, S. C.	.....	87				
3878	A bill for the relief of the settlers on San Juan, Orosi, and other islands, lately in dispute between the United States and Great Britain.	.....	107				
3880	A bill to authorize the resurvey of lands where the surveys are fraudulent, erroneous, or obliterated, and to legalize a certain resurvey.	.....	201				
3889	A bill to authorize the President of the United States to enlist recruits for the Army of the United States, to serve not more than six months, to aid in suppressing the hostilities of certain bands of Sioux Indians.	.....	108				
3888	A bill for the relief of George H. Giddings.	.....	87				
3892	A bill to remove the political disabilities of George Watson Carr, a citizen of the State of Georgia.	.....			666	674	696
3909	A bill for the relief of Columbus Reid, of Louisiana.	.....	77				
3922	A bill to provide for the organization of the Territory of Oklahoma and for the better protection of the Indian tribes therein.	.....	71, 200, 244				
3925	A bill relating to the production of fruit-brandy, and to punish frauds connected with the same.	.....			623	639, 665, 674	697
3935	A bill authorizing the Secretary of War to deliver certain condemned ordnance to the municipal authorities of Boston, Massachusetts.	.....	105				
3938	A bill donating condemned cannon for soldiers' monuments to be erected at Youkers and Sing Sing, and by "The Battle of White Plains Monument Association of Westchester County, State of New York."	.....	105				
3947	A bill for the relief of L. L. Reamey, United States Navy.	.....	212				
3971	A bill to establish the legal-tender quality of the silver coins of the United States as it existed previous to the enactment of section 3586 of the Revised Statutes of the United States, and for the repeal of said section.	.....	293				
3972	A bill granting a pension to Catharine Brennan.	.....	210				
3977	A bill for the relief of Henry Freeman, late a veteran soldier.	.....	689				
3989	A bill for the relief of Catharine and Sophia Germain.	.....			683		

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
3991	A bill for the relief of Henry B. Whitfield and De Witt Stearns for services rendered as acting district attorneys for the United States district court for the northern district of Mississippi.	.....	135				
3995	A bill to authorize the President of the United States to accept the services of Montana volunteers for the suppression of Indian hostilities.	.....	116				
4035	A bill for the relief of Julius S. Bohrer, United States Navy.	.....	211				
4041	A bill to prevent depredations upon property in the District of Columbia.	.....	168	168			
4075	A bill to amend an act entitled "An act to amend an act entitled 'An act to aid in the construction of a railroad and telegraph-line from the Missouri River to the Pacific Ocean, and to secure to the Government the use of the same for postal, military, and other purposes,' approved July 1, 1862," approved July 2, 1864.	.....	46, 73				
4076	A bill granting a pension to Apoline A. Blair	.....		672	693	695	697
4099	A bill for the relief of Lieutenant Thomas Nugent, Company H, Twenty-seventh Indiana Volunteers.	.....	116				
4113	A bill for the relief of Dodd, Brown & Company, of Saint Louis, Missouri, assignees of E. H. Durfee & Company, Durfee & Peck, John Shirley, and William Shirley.	37					
4114	A bill for the relief of A. F. Rockwell, late aide-de-camp to General Buell.	37					
4115	A bill for the relief of James Caler, of Stamford, Connecticut.	38					
4116	A bill to change the name of the steamship Whirlwind to that of Arcadia.	39		39	151	164, 200	233
4117	A bill for the relief of Colonel Frank L. Woolford, late of the First Kentucky Cavalry Volunteers, of certain disabilities.	39		39	615	626, 674	697
4118	A bill for the relief of the sureties of the late Jesse J. Simkins, collector of the port of Norfolk, Virginia.	40	87				
4119	A bill for the relief of Barbara Miller, John S. Miller, and William H. Miller.	40	163				
4120	A bill making appropriations for the payment of invalid and other pensions of the United States for the year ending June 30, 1878.	44		50	122	156, 163, 187, 216	264
4121	A bill to amend the act entitled "An act making an additional grant of lands to the State of Minnesota, in alternate sections, to aid in the construction of railroads in said State," approved July 4, 1866.	44					
4122	A bill to quiet land-titles in the State of California.	44					
4123	A bill to confer the right of pre-emption to lands in California in certain cases.	44					
4124	A bill to provide for the expenses of certain special committees.	46		46	50	67, 84, 88, 101, 121, 127, 134, 139	142
4125	A bill to appropriate waiting-orders pay to those officers of the United States Navy whose pay was affected by the general order of the Secretary of the Navy No. 216, and to repeal section 1442 of the Revised Statutes.	48	182				
4126	A bill for the relief of S. D. Plemmons, of North Carolina.	48					
4127	A bill for the relief of Charles S. Keller.....	48					
4128	A bill to establish the Territory of the Black Hills, and to provide a temporary government therefor.	48					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4129	A bill to encourage the introduction of a supply of fresh water on the desert west of Fort Yuma.	48					
4130	A bill for the relief of J. M. Stone, William M. Compton, and W. C. McAlexander, sureties on the bond of B. B. Emory, deceased, late collector of internal revenue of the third district of Mississippi.	48					
4131	A bill for the relief of Terrence J. Kennedy, late lieutenant-colonel Third New York Volunteer Artillery.	48					
4132	A bill for the relief of J. N. Riggs, late major Third New York Artillery.	48					
4133	A bill for the relief of James P. Carroll	48	196				
4134	A bill to confirm the title of the legal representatives of Charles Howe to certain lands in Florida.	49					
4135	A bill for the relief of the heirs of Jean Francois Perry.	49					
4136	A bill for the relief of Charles E. Fabnestock, of Glasford, Illinois.	51					
4137	A bill for the relief of Sidney F. Oviatt, of Orange, Connecticut.	51					
4138	A bill for the relief of Edwin A. Clifford, of Evanston, Illinois.	51					
4139	A bill to authorize a further appropriation to continue the public works now in the course of construction upon the Monongahela River in the State of West Virginia.	52					
4140	A bill to provide judicial remedies for overcharge of duties on tonnage and imports.	56					
4141	A bill for the relief of Charles J. Leahy	56					
4142	A bill to reduce postage on letters	56					
4143	A bill for the relief of Richard H. Birmingham, late sergeant Company A, Sixty-ninth Regiment New York State Volunteers.	56					
4144	A bill for the relief of Henry S. Van De Carr and Elsie M. Reynolds, administrators, &c.	56					
4145	A bill to regulate the compensation of letter-carriers.	56					
4146	A bill to amend section 1015 of the Revised Statutes so as to permit commissioners of the circuit court of the United States to take bail for the appearance of the accused before them from time to time till the final disposition thereof.	56					
4147	A bill for the relief of Eliza H. Powers	57					
4148	A bill to authorize a change of record to be made in the case of George Hobbs, late private Company L, First Maryland Cavalry Volunteers.	57					
4149	A bill to remove the legal and political disabilities of Lloyd J. Beall, of Virginia.	57		84	512	580	
4150	A bill for the relief of the estate of the late William L. Sharkey, late of Hinds County, Mississippi.	57					
4151	A bill to authorize the State of Louisiana to close the mouth of the bayou Lafourche in the said State.	57					
4152	A bill to apply the proceeds of sales of public lands to the education of the people.	57					
4153	A bill to authorize the payment of the claim of the heirs of Joseph Parrott.	57					
4154	A bill to amend sections 2733 and 2737 of the Revised Statutes of the United States.	57					
4155	A bill amending the act of July 28, 1876, entitled "An act for the relief of Kendrick and Avis, Kuner, Ziesemann, and Zott, Kuner and Zott, all of Saint Louis, Missouri, and Nachtrieb and Company, of Gallon, Ohio."	57	163	167	241	244, 242, 232	
4156	A bill granting a pension to Mary K. Patton, widow of John Van O. Patton, deceased.	57	390				

* Law without approval.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4157	A bill to authorize the Secretary of the Treasury to purchase silver bullion and cause the same to be coined into silver dollars, each dollar to be of the same value and fineness of the silver dollar as required by the laws of the United States on the 18th day of March, 1869; and making said silver dollars, when coined, a full legal tender for all debts, public and private, within the United States, including duties on imports and interest on the public debt, excepting obligations heretofore entered into and made payable in gold, such obligations last named to be paid in gold, and repealing all acts inconsistent herewith.	57					
4158	A bill to promote commerce among the States and to cheapen transportation of persons and property between the Atlantic seaboard and the Western States and Territories.	57					
4159	A bill for the protection of States against domestic violence.	57					
4160	A bill for the relief of Elizabeth Mememeyer, of Saint Louis, Missouri, administratrix of Anton Mememeyer, deceased.	57					
4161	A bill for the relief of Robert L. Hottel, late sergeant Company C, Fifteenth Missouri Cavalry.	57					
4162	A bill granting a pension to Blasius Reidinger, of Madison County, Missouri.	57					
4163	A bill for the relief of G. W. Jobe, late second Lieutenant of Company F, Forty-sixth Missouri Infantry Volunteers.	57					
4164	A bill for the relief of Phillip R. Jones, of Lee County, Arkansas.	58					
4165	A bill for the relief of H. E. Woodhouse & Company.	58					
4166	A bill for the relief of William Redus	58					
4167	A bill to establish a discriminating duty upon the products of the sugar-cane imported into the United States and being the growth or product of slave labor.	58					
4168	A bill to amend section 1 of the act of May 12, 1864, for a grant of lands to the State of Iowa to aid in the construction of a railroad in said State.	58	-----	167	281		
4169	A bill for the relief of certain employes on the work for the improvement of the Des Moines Rapids of the Mississippi River.	58					
4170	A bill for the relief of Mathew Hnlzer, late a private of Company H, Twenty-eighth Regiment of Wisconsin Volunteers.	58					
4171	A bill for the relief of Alonzo W. Baker, late a private of Company A, Twenty-fourth Regiment of Wisconsin Volunteers.	58	197				
4772	A bill granting a pension to Catharine Brennan, widow of John Brennan, late private of Company B, Fifty-eighth Illinois Volunteers.	58					
4173	A bill to appropriate money for the improvement of the navigation of Feather River, California.	58					
4174	A bill to appropriate money to improve the navigation of the Sacramento River.	58					
4175	A bill for the relief of the widow of Captain Christopher M. Haile, United States Army.	58	78				
4176	A bill granting the right of way for a wagon-road across the Sierra Nevada Mountains below the snow line, and for other purposes.	58					
4177	A bill for the relief of certain settlers on the public lands.	58					
4178	A bill to appropriate out of the Indian civilization fund the expenses incurred in conducting the recent suits against certain railway companies to test the validity of titles to the Osage ceded lands in Kansas.	58					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4179	A bill authorizing the Secretary of War to sell to the village of Yuma, Arizona Territory, certain land known as the Quarry Reserve.	58					
4180	A bill to declare the true intent and meaning of an act entitled "An act to relinquish the interest of the United States in certain lands to the city and county of San Francisco, California."	58	508				
4181	A bill allowing a pension to Mary Brady Cross.	58					
4182	A bill to authorize a further appropriation to continue the public works now in the course of construction upon the Mississippi River, between the foot of Dickey Island and the mouth of the Ohio River, in the State of Illinois.	58					
4183	A bill for the relief of the estate of Cornelius S. Underwood, deceased, late major and additional paymaster United States Army.	59					
4184	A bill granting a pension to Mrs. Adolphus Bassett, of Auburn, New York.	59					
4185	A bill for the relief of John S. Luff	59					
4186	A bill for the relief of Nathaniel McKay	59					
4187	A bill making appropriations for the service of the Post-Office Department for the fiscal year ending June 30, 1878, and for other purposes.	67	81, 87, 88	90	510	513, 522, 554, 639, 630, 631, 661, 667, 670, 682	687
4188	A bill making appropriations for fortifications and for other works of defense, and for the armament thereof, for the fiscal year ending June 30, 1878, and for other purposes.	70	119	113	312	340, 411, 436, 650, 664, 675	696
4189	A bill authorizing the coining of the standard silver dollar and restoring its legal-tender character.	71		73			
4190	A bill to promote the establishment of the metric system of coinage in the gold coins of the United States of America.	76					
4191	A bill to provide for existing national banking associations becoming stockholders as such in any newly-organized national bank.	76					
4192	A bill for the relief of Horace B. Gardner, of Newark, New Jersey.	77					
4193	A bill for the relief of H. F. Willink	77					
4194	A bill for the relief of Robert V. Bogart, of Beaver Dam, Wisconsin.	77					
4195	A bill for the relief of Marcus Erwin, of North Carolina.	77					
4196	A bill to promote the education of the blind.	77					
4197	A bill to provide for the payment of the electoral messengers.	78		79	84	87, 113	143
4198	A bill to authorize the President to restore Thomas J. Spencer to his former rank in the Army.	78		401	586	636, 642	696
4199	A bill to provide for the payment of a full month's wages to certain of the employees of the Bureau of Engraving and Printing permanently discharged on February last, 1878.	79					
4200	A bill granting a pension to Henry Hadley, late private Company G, Eighty-sixth New York Volunteer Infantry.	83					
4201	A bill for the relief of William Bowen, of the District of Columbia.	83					
4202	A bill to amend the charter of the Mutual Fire-Insurance Company of the District of Columbia.	83	168	169			
4203	A bill for the relief of the legal representatives of Charles W. McCord and Ruben McCord.	83	212				
4204	A bill to remove the political disabilities of William Sharp, of Norfolk, Virginia.	83		84			
4205	A bill granting a pension to Catharine Sheets, widow of Daniel Sheets, late captain of Company C, Seventeenth Regiment of Ohio Volunteer Infantry, and to her minor son, Willie Sheets.	84					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4206	A bill allowing a pension to Amos Whitehair and to Eliza J. Whitehair, children of Emery D. Whitehair, late a private of Company F, Third Regiment of West Virginia Volunteer Infantry.	84					
4207	A bill to remove the political disabilities of F. E. Shepperd, of Virginia.	84	.....	84			
4208	A bill for the relief of George H. Giddings...	87					
4209	A bill to authorize citizens of the State of Colorado to fell and remove timber on the public domain for building, agricultural, mining, and domestic purposes.	93					
4210	A bill for the relief of Joseph Brown, postmaster of Newcastle, Maine.	93	245				
4211	A bill to promote the education of the blind...	93					
4212	A bill to facilitate the negotiation of bills of lading and other commercial instruments, and to punish fraud therein.	93					
4213	A bill granting a pension to George Parsons, late a private in Company E, Forty-ninth Regiment Pennsylvania Volunteers.	93					
4214	A bill for the relief of Samuel S. Smoot, of the District of Columbia.	93					
4215	A bill for the relief of Mrs. Edith F. Ross...	93	136, 245				
4216	A bill for the relief of the administrator or legal representatives of James T. Johnson, deceased, late of Montgomery County, Mississippi.	93	245				
4217	A bill to provide for the settlement of the unpaid claims of those officers of the line of the Revolutionary Army who served to the close of the War of Independence, and so returned on the books of the Treasury.	93					
4218	A bill prescribing the method of counting the electoral votes for President and Vice-President of the United States, and determining and declaring the result.	93					
4219	A bill for the relief of Capt. R. F. Bernard, of the First Regiment of Cavalry, formerly second lieutenant of cavalry.	93					
4220	A bill to improve the Tennessee River	93					
4221	A bill to amend the internal-revenue laws....	93					
4222	A bill for the relief of Capt. Robert W. Sill, of the Forty-sixth Regiment of Indiana Volunteers.	93					
4223	A bill granting a pension to Mrs. Helen B. Foster, widow of Edwin R. Foster, deceased, late first lieutenant of Company G, in the Eightieth Regiment Illinois Infantry Volunteers.	94					
4224	A bill for the relief of Mrs. Helen B. Foster, widow of Edwin R. Foster, deceased, late first lieutenant of Company G, in the Eightieth Regiment Illinois Infantry Volunteers.	94					
4225	A bill for the relief of Peter W. Taylor, late lieutenant-colonel Fortieth Regiment Ohio Volunteer Infantry.	94	261				
4226	A bill concerning expatriation and change of allegiance.	94					
4227	A bill to establish the franking-privilege.....	94					
4228	A bill for the relief of Bird Smith, of Columbia County, Arkansas.	94					
4229	A bill granting a pension to Harriet S. Baker, of Lenawee County, Michigan.	94					
4230	A bill for the relief of John Eggeman	94					
4231	A bill to authorize and direct the Secretary of War to refer the claim of George A. Lamb to the Court of Claims for settlement.	94					
4232	A bill to reduce, reorganize, and render more efficient the Navy of the United States.	94					
4233	A bill to regulate the practice of medicine and surgery in the District of Columbia.	94					
4234	A bill to provide for the taking of testimony to be used in the General Land-Office.	94					
4235	A bill granting a pension to Mathew Berry, late a captain in the United States Army.	94					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4236	A bill to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California.	94	970				
4237	A bill to authorize an examination and survey of the South Branch of the Potomac River in West Virginia.	94					
4238	A bill to promote efficiency in the marine-hospital service.	94					
4239	A bill for the relief of Henry Mehring.....	94					
4240	A bill to provide for a better compensation, and to fix the rank and define the duties and responsibilities of hospital stewards of the United States Army.	94					
4241	A bill for the relief of Henry C. Parry, late assistant surgeon of the United States Army.	95					
4242	A bill for the relief of A. Burwell.....	95					
4243	A bill making appropriation for a commission to investigate and report upon the best means of destroying or providing remedies against the plague of locusts.	95					
4244	A bill for the relief of the heirs of William Adams, late a private in Company I, Eleventh Kentucky Cavalry Volunteers.	95					
4245	A bill in relation to civil suits against members of the Congress of the United States in the courts of the District of Columbia.	95					
4246	A bill to provide for the holding of terms of the district and circuit courts of the United States at Bay City, Michigan.	104	-----	104			
4247	A bill for the transfer of Fort Reading military reservation to the Interior Department, and authorizing the sale of the same.	105					
4248	A bill for the relief of Emanuel Klausner, late corporal of Company H, Fifty-fourth Regiment Illinois Volunteers.	108					
4249	A bill authorizing the Secretary of War to sell a portion of the Fort Dodge military reservation in Kansas to the Dodge City Town Company.	109					
4250	A bill to provide remedies for overcharge of duties on tonnage and imports.	110	163.....	203			
4251	A bill making appropriations for the consular and diplomatic service of the Government for the year ending June 30, 1878, and for other purposes.	111	160, 168, 204.	206	263	454, 461, 501, 515	545
4252	A bill for the relief of John W. Dodd & Co., of Indianapolis, Indiana.	112	518				
4253	A bill to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company."	112					
4254	A bill to exempt the State of Arkansas from the provisions of certain sections of chapter six of the Revised Statutes of the United States, entitled "Mineral lands and mining resources."	112					
4255	A bill for the relief of Mary J. Shepherd.....	112					
4256	A bill for the relief of A. W. Greely, Fifth Cavalry.	112	261				
4257	A bill to amend an act entitled "An act to authorize the Seneca Nation of New York Indians to lease lands within the Cattaraugus and Allegheny reservations, and to confirm existing leases," approved February 19, 1875.	114	-----	436			
4258	A bill to provide for the payment for certain improvements on lands now embraced in the military reservation of Fort Cameron, in the Territory of Utah.	115	-----	115			
4259	A bill to reorganize and render more efficient the administration of the Navy Department.	120					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4260	A bill granting to the Alaska Ship-building and Lumber Company the right to occupy and purchase certain lands in the Territory of Alaska upon paying the Government price therefor, and for other purposes.	120	360				
4261	A bill to provide for the sale of desert lands in certain States and Territories.	120	.....	167	561	627, 633, 653, 654, 671	697
4262	A bill for the relief of W. N. Haldeman	123	309				
4263	A bill for the relief of R. D. Salmon and others.	123					
4264	A bill providing for the organization of the Navy during peace.	123					
4265	A bill making an appropriation for continuing construction of custom-house and post-office at Hartford, Connecticut.	123					
4266	A bill to amend section 2325 of the Revised Statutes relating to the development of the mining resources of the United States.	123					
4267	A bill for the relief of Mrs. Elizabeth Binney Cadwallader Hare, widow of George H. Hare, late a lieutenant in the United States Army.	123					
4268	A bill granting a pension to Oscar B. Nott, late a private of Company K, One hundred and sixty-first Regiment Ohio Volunteer Infantry.	124					
4269	A bill to amend section 3880 of the Revised Statutes.	123					
4270	A bill to amend section 2002, and to repeal sections 1980, 5299, and 5528 of the Revised Statutes of the United States.	123					
4271	A bill authorizing William Lewis and William H. Lewis to make application to the Commissioner of Patents for the extension of their patent for new and useful photographic plate-holders.	123					
4272	A bill authorizing the use of certain funds now in the Treasury belonging to the Osage Indians.	123	.....		151	164, 200	216
4273	A bill to remove the political disabilities of A. C. Myers, of Maryland.	135	.....	135			
4274	A bill for the relief of John N. Reed	136					
4275	A bill to correct an appointment in the Pay Department of the Army.	139					
4276	A bill to authorize the appointment of a sergeant in the Signal Corps as a second lieutenant in the Army.	139	.....	197	666	674	696
4277	A bill for the relief of Captain John A. Lynch.	139					
4278	A bill to provide a permanent form of government for the District of Columbia.	140					
4279	A bill for the relief of James M. Huston, a citizen of Colbert County, Alabama.	144					
4280	A bill for the relief of John W. Black, a citizen of Jefferson County, Alabama.	144					
4281	A bill to amend an act entitled "An act authorizing the repavement of Pennsylvania avenue," and the act amendatory thereof.	144	168	169	233	234, 267	264
4282	A bill for the improvement of the Pearl River in the State of Mississippi, and the removal of obstructions to navigation at the mouth of said river where it empties into the Mississippi Sound, and obstructions near said mouth.	144					
4283	A bill for the improvement of the Pascagoula River, and clearing out obstructions at and near the mouth of said river where it empties into the Mississippi Sound, and deepening the same.	144					
4284	A bill authorizing the Commissioners of the Freedman's Savings and Trust Company to buy in certain real and other property, and to sell the same at public or private sale, and for other purposes.	144	.....	166	396	397, 403, 439	436
4285	A bill authorizing the Secretary of the Treasury to buy certain property for the use of the United States.	144	235				
4286	A bill for the relief Richard H. Fouts	144					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4287	A bill for the relief of Jenkins A. Fitzgerald, assistant surgeon United States Army.	144	236				
4288	A bill authorizing the purchase of gold dust and bullion at the United States assay-office at Boise City, and the payment therefor in drafts or certificates of deposit.	144					
4289	A bill to amend the act entitled "An act amending the charter of the Freedman's Savings and Trust Company, and for other purposes," approved June 20, 1874.	148					
4290	A bill for the relief of Leonard L. Lancaster, late sergeant Second Regiment Cavalry, Wisconsin Volunteers.	148					
4291	A bill to extend the time to pre-emptors on the public lands.	148					
4292	A bill to provide for the appraisal of certain lands.	148					
4293	A bill for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes.	148	323				
4294	A bill to provide for the election of Federal officers, and to prevent frauds in such elections.	149					
4295	A bill providing for the survey and improvement of Alsea Bay, in Benton County, Oregon.	149					
4296	A bill to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, Inspector-General United States Army.	149					
4297	A bill to authorize a further appropriation to continue the improvement of the Great Kanawha River in West Virginia.	149					
4298	A bill for the improvement of the Youghiogheny River in Pennsylvania.	149					
4299	A bill to promote the efficiency of seamen in the United States Navy.	150					
4300	A bill to regulate the appointment of sail-makers in the United States Navy.	150					
4301	A bill for the relief of A. W. Plymale, of West Virginia.	154	.....	443	558	580	696
4302	A bill to provide for the repeal of all taxes upon capital and deposits of national and State banking institutions, corporations, companies, associations, or persons engaged in the business of banking.	154					
4303	A bill to further declare the meaning of section 5219 of the Revised Statutes of the United States and its correct interpretation.	154					
4304	A bill to authorize the United States to secure a title to the Fort Union military and timber reservation in New Mexico.	154	.....	640			
4305	A bill to change the name of the steamboat Blue Lodge to that of A. P. Hosford.	154					
4306	A bill making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1878, and for other purposes.	158	.....	207	312	347, 348, 415, 614, 625, 642, 674	697
4307	A bill making appropriations to supply certain deficiencies in the contingent fund of the House of Representatives, and for other purposes.	160	.....	165	207	208, 248, 254, 265, 271, 274, 289	305
4308	A bill restoring the name of Benjamin Hollingsworth to the pension-roll.	162					
4309	A bill increasing the pension of Abraham Alstead, late a second lieutenant of Company A of the Fifty-fifth Regiment of Pennsylvania Volunteers.	162					
4310	A bill for the improvement of the navigation of Snake River, Washington Territory.	162					
4311	A bill granting a pension to Anna Blair Lancaster, widow of Joseph B. Lancaster, late captain in Dudley's Battalion Kentucky Mounted Volunteers, of General McArthur's command, in the war of 1812, and also captain of militia in the Florida Seminole war.	162					
4312	A bill authorizing the sale and disposition of the Hot Springs reservation in the State of Arkansas, and for other purposes.	163					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4313	A bill to remove the political disabilities of Charles L. Scott, of Alabama.	168	.....	168	677		
4314	A bill for the relief of James A. Price, late second lieutenant and recruiting officer, Sixteenth Kansas Cavalry Volunteers.	168					
4315	A bill for the relief of the holders of defective entries of land.	169					
4316	A bill donating condemned ordnance to Post 8, Grand Army of the Republic, Brattleborough, Vermont.	171	689				
4317	A bill granting a pension to Lydia A. Carrick.	171					
4318	A bill to authorize the President to restore John Jackson to his former rank in the Army.	171	514				
4319	A bill making an appropriation for continuing the improvements of the harbor of Norwalk, Connecticut.	171					
4320	A bill making an appropriation for continuing the improvements in the harbor of Bridgeport, Connecticut.	171					
4321	A bill granting a pension to George Quarrel.	171					
4322	A bill to provide for the surveying, laying out, and mapping of all that part of the District of Columbia lying north of the cities of Washington and Georgetown.	171					
4323	A bill for paying the legal-tender debt in harmony with justice and the repeatedly-pledged faith of the Government of the United States.	171					
4324	A bill to aid the Columbian Institution for the Blind, the American Printing-House for the Blind, and the American University for the Blind.	172					
4325	A bill granting a pension to Jerry Robinson.	172					
4326	A bill for the removal of obstructions in Red River, in the States of Louisiana, Texas, and Arkansas.	172					
4327	A bill for the improvement of the Falls of Red River, at and near the city of Alexandria, in the State of Louisiana.	172					
4328	A bill to remove the political disabilities of Charles H. Levy, of Louisiana.	172					
4329	A bill to extend for two years the act establishing the Board of Commissioners of Claims, and the acts relating thereto.	172					
4330	A bill providing for the free coinage of silver dollars and for making the same a legal tender.	172					
4331	A bill for the relief of Nancy Benson, of Sumner County, Tennessee.	173					
4332	A bill appropriating \$50,000 for the improvement of the Cumberland River from Nashville, Tennessee, to the Kentucky line.	173					
4333	A bill providing that from and after March 4, 1877, no national-banking association shall be organized under title 62 of the Revised Statutes of the United States, or under section 3 of the act of January 14, 1875, which provides for the resumption of specie payments on and after January 1, 1879.	173					
4334	A bill for the relief of A. F. Bonner, administrator of the estate of M. A. Bonner, deceased, of Shelby County, Tennessee.	173					
4335	A bill providing for the incorporation of the Barataria Ship-Canal Company.	173					
4336	A bill for the relief of Frederick R. Smith.	173	262				
4337	A bill for the relief of James M. Provine, deceased, of Memphis, Tennessee; James I. Amonett, executor.	173					
4338	A bill for the relief of Abner D. Lewis, of Fayette County, Tennessee.	173					
4339	A bill to authorize and equip an expedition to the Arctic Seas.	173	389, 513				
4340	A bill granting a pension to Isabella Cassidy.	174	.....	672			
4341	A bill granting a pension to George W. Wright, of Brown County, Illinois, a soldier of the war of 1812.	174					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4342	A bill to authorize the construction of a bridge across the Missouri River at or near Glasgow, Missouri.	174	454, 456				
4343	A bill to amend section 649 of the Revised Statutes.	174					
4344	A bill to amend section 714 of the Revised Statutes.	174					
4345	A bill to further provide for the redemption of legal-tender United States notes, and for other purposes.	174					
4346	A bill to amend section 540 of the Revised Statutes, and to attach the county of Andrain to the western district of Missouri.	174	•				
4347	A bill to appropriate money to improve the Missouri River between the city of Saint Charles and its mouth, and for other purposes.	174					
4348	A bill to utilize the products of gold and silver, and to authorize a paper circulation at all times convertible into gold or silver.	174					
4349	A bill to provide for counting the electoral votes for President and Vice-President.	174					
4350	A bill to abolish the board of commissioners of the Metropolitan Police and to transfer its duties to the Commissioners of the District of Columbia.	177	.....	177	1-7	195, 216, 396	135
4351	A bill to regulate the final survey of the public lands of the United States.	185					
4352	A bill for the relief of John Stewart, late captain of the Fifteenth Regiment Michigan Volunteer Infantry.	185					
4353	A bill for the relief of Peter D. Ranke, late captain of Company C, Fourteenth Regiment Pennsylvania Cavalry Volunteers.	185	261				
4354	A bill to divide the State of Colorado into two judicial districts.	185					
4355	A bill to continue in force section 7 of the act of July 23, 1866, to quiet land-titles in California.	185					
4356	A bill to permit homestead-settlers within railroad limits to enter in certain cases additional lands.	185					
4357	A bill to secure the rights of settlers upon railroad-lands, and to repeal the first section of an act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to the Red River, approved July 25, 1866.	185	236				
4358	A bill to promote the education of the blind.	185					
4359	A bill to amend an Army officer's record.	185					
4360	A bill for the relief of John S. Friend.	185					
4361	A bill to authorize a further appropriation to continue the improvement of the Little Kanawha River in West Virginia.	185					
4362	A bill to amend the act entitled "An act granting a portion of the United States military reservation at Salt Lake City for cemetery purposes," approved May 16, 1874.	185					
4363	A bill for the relief of Samuel Henderson.	185					
4364	A bill for the free importation of books.	185					
4365	A bill for the relief of Edgar A. Beach, of Essex, Vermont.	185					
4366	A bill to amend section 4818 of the Revised Statutes of the United States.	185					
4367	A bill granting a pension to Anna M. Knight, widow of Joseph Knight, late a private in Company A of the Eleventh Illinois Infantry Volunteers.	185					
4368	A bill for continuing the improvement of navigation of the Connecticut River below Hartford, Connecticut.	185					
4369	A bill granting a pension to William Glover, of Annapolis, a soldier of the war of 1812.	186	414				

† Vetoes.

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4370	A bill for the relief of the captors of the ram Albemarle.	186					
4371	A bill for the relief of Franklin D. Pearson...	186					
4372	A bill for the relief of William Barnescher, of Ripley County, Indiana.	186					
4373	A bill for the relief of the heirs of William Ward, of Virginia.	186					
4374	A bill to appropriate money for continuing the improvement of the harbor at Ontonagon, Lake Superior.	186					
4375	A bill to appropriate money for continuing the improvement of the Saint Mary's River and Saint Mary's Falls Canal.	186					
4376	A bill to appropriate money for continuing the improvement of Eagle Harbor, Lake Superior.	186					
4377	A bill to appropriate money for the improvement of the harbor at Charlevoix, Michigan.	186					
4378	A bill to appropriate money for continuing the improvement of the harbor at Pentwater, Michigan.	186					
4379	A bill to appropriate money for continuing the improvement of the harbor at Manistee, Michigan.	186					
4380	A bill to appropriate money for continuing the improvement of the harbor at Ludington, Michigan.	186					
4381	A bill for the relief of Margaret Ragan, of Rochester, New York.	186					
4382	A bill granting a pension to William Black, late a private in Company K, First Indiana Heavy Artillery.	186					
4383	A bill granting a pension to Joel R. Carter, late private Company D, Eighty-second Regiment Indiana Volunteer Infantry.	186					
4384	A bill providing a method of counting the electoral vote for President and Vice-President of the United States, and declaring the result.	186					
4385	A bill to regulate commerce among the States.	186					
4386	A bill for the relief of the heirs of Richard Windsor.	186					
4387	A bill granting a pension to William De Moother, and to relieve him from the charge of desertion.	186					
4388	A bill for the relief of the former occupants of the present military reservation at Point San José in the city of San Francisco.	198	.....	198			
4389	A bill to authorize the formation of a mixed commission to inquire and report as to the future naval policy of the United States.	201	287				
4390	A bill authorizing the appointment of Acting Passed Assistant Surgeon Francis V. Greene as surgeon, and of Acting Passed Assistant Surgeon Joseph J. Sowerby as assistant surgeon in the Navy.	201	393				
4391	A bill granting a pension to Jonas A. Bigelow, Company K, Fourteenth Regiment Ohio Volunteer Infantry.	206					
4392	A bill making appropriations for continuing improvements upon certain harbors in Michigan.	210					
4393	A bill to restore to the pension-rolls Mrs. Elizabeth Fulks, widow of Elcanah Fulks, of Company A, Ninth Regiment Tennessee Cavalry.	211					
4394	A bill granting a pension to Jacob B. Power...	211					
4395	A bill for the relief of George C. Jenks, of New York.	211					
4396	A bill reorganising the courts of the District of Columbia.	226					
4397	A bill for the relief of Francis M. Strong and Thomas Rosa.	226	461.....	642	682	692	
4398	A bill for the relief of Lewis Collier.....	226					
4399	A bill to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapaho and Cheyenne Indians.						

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4400	A bill granting arrears of pension to Sophia Vincent, widow of Martin Vincent, late of Company E, Fourteenth Regiment United States Infantry.	226					
4401	A bill allowing pay to certain watchmen and others therein named.	227	.				
4402	A bill for the relief of George W. Welsh, of Beaver Falls, Pennsylvania.	227	399				
4403	A bill granting a pension to Catharine Chamberlain, widow of David Chamberlain, late first sergeant in Company D, Twenty-first Regiment Pennsylvania Cavalry.	227					
4404	A bill granting a pension to Ann Maria Biscoe, widow of General George W. Biscoe, late major of the Nineteenth Regiment of Maryland Volunteers, of the war of 1812.	227					
4405	A bill to amend section 571 of the Revised Statutes of the United States so as to confer circuit-court jurisdiction upon the district court of the United States for the eastern district of Virginia.	227					
4406	A bill for the relief of J. Henry Pollard and wife.	227					
4407	A bill to appropriate money for the improvement of the Coosa River from Rome, Georgia, to the crossing of the Rome and Selma Railroad bridge, in Alabama.	227					
4408	A bill making an appropriation to continue the improvement of the harbor at Savannah, Georgia.	227					
4409	A bill authorizing an appropriation to remove obstructions in the Coosa River between Rome, Georgia, and the bridge of the Selma, Rome, and Dalton Railroad, across said river, in Alabama.	227					
4410	A bill providing for the count of the electoral vote.	227					
4411	A bill for the relief of John W. Skiles	227	360, 508				
4412	A bill to incorporate the Rand Gas-light Company of the District of Columbia.	227					
4413	A bill for the relief of J. B. Cornell and others.	227					
4414	A bill for the relief of George Trupnall, of Harrodsburgh, Kentucky.	227					
4415	A bill for the benefit of Alderson T. Keene, late first lieutenant of Company E, First Kentucky Cavalry.	227					
4416	A bill for the relief of Benjamin F. Roney ..	227					
4417	A bill to improve the navigation of the Tennessee River.	227					
4418	A bill to pay William L. Scruggs, late minister at Bogota, from October 10 to November 21, 1876.	227	.....	459	668	671.....	687
4419	A bill for the relief of Thomas E. Maley ..	228					
4420	A bill granting a pension to Mrs. Rebecca Hall, widow of George R. Hall.	228					
4421	A bill to repeal section 620 of the Revised Statutes.	228					
4422	A bill for the relief of Mrs. Martha Flint, of Phillips County, Arkansas.	228					
4423	A bill for the relief of John H. Russell	228					
4424	A bill to limit the purchase of public lands by private entry and public sale in the State of Florida.	228					
4425	A bill to amend section 4886, in relation to obtaining patents.	228					
4426	A bill making an appropriation for continuing the improvement of the harbor at Kenosha, in the State of Wisconsin.	228					
4427	A bill making an appropriation for continuing the improvement of the harbor at Racine, in the State of Wisconsin.	228					
4428	A bill granting a pension to Jamis H. Cook ..	228					
4429	A bill making an appropriation for continuing the improvement of the harbor at Green Bay, in the State of Wisconsin.	228					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4430	A bill making an appropriation for continuing the improvement of the harbor at Ah-napee, in the State of Wisconsin.	228					
4431	A bill making an appropriation for continuing the improvement of the Fox and Wisconsin Rivers, in the State of Wisconsin.	228					
4432	A bill granting a pension to Zepheniah Crumbough.	235					
4433	A bill making appropriations for the payment of claims reported allowed by the Commissioners of Claims under the act of Congress of March 3, 1871.	236	458.....	624	666	677, 683.....	696
4434	A bill to secure the rights of settlers upon railroad-lands, and to repeal the first section of an act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to the Red River, approved July 25, 1866.	236					
4435	A bill to relieve the legal disabilities of women.	237					
4436	A bill for the completion of the custom-house at Parkersburgh, West Virginia, and to furnish the same.	237					
4437	A bill to remove the political disabilities of Frank S. Armistead, a citizen of West Virginia.	237	.....	237			
4438	A bill to establish a port of delivery at the city of Rock Island, in the State of Illinois.	237					
4439	A bill to remove the political disabilities imposed upon John H. Forney, of Calhoun County, Alabama, by the fourteenth amendment of the Constitution of the United States.	237	.....	237			
4440	A bill authorizing the sale and private entry of certain tracts of land within the limits of Salt Lake City, Utah Territory.	237					
4441	A bill for the relief of Horace E. Mullan, late lieutenant-commander in the Navy of the United States.	238					
4442	A bill extending the time of payment for public lands in cases where crops have been injured or destroyed by grasshoppers.	244					
4443	A bill to amend the act entitled "An act to provide a temporary government for the Territory of Dakota," approved March 2, 1861.	244					
4444	A bill to establish a land-district in the Black Hills, in the Territory of Dakota.	244					
4445	A bill for the relief of Caroline M. Egbert...	244					
4446	A bill to amend section 4472 of the Revised Statutes so far as the same relates to the transportation of petroleum on steamers carrying passengers.	244					
4447	A bill to pay to B. S. James money due him for transportation of the mails over route 5610.	244					
4448	A bill to remove the political disabilities of A. W. Burnet, of South Carolina.	245	.....	245			
4449	A bill for the protection of settlers on the public lands of the United States.	245					
4450	A bill authorizing full payment of bounty to certain veteran volunteers.	245	401				
4451	A bill for the relief of the heirs of the late Henry Hoover.	245					
4452	A bill making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty-stipulations with various Indian tribes, for the year ending June 30, 1878, and for other purposes.	245	284, 271.....	312	405	415, 553, 562, 580	696
4453	A bill to prescribe the manner in which the electoral votes for President and Vice-President shall be counted.	251					
4454	A bill to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877.	255					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceed- ing.	Approved.
4455	A bill to amend section 3515 of the Revised Statutes of the United States, and for other purposes.	257					
4456	A bill to authorize William A. Dorner and others to construct a ship-canal at the head of Lake George, Florida.	257	460, 671				
4457	A bill granting a pension to J. A. Witmer, late of the Third Pennsylvania Volunteer Cavalry.	257					
4458	A bill granting a pension to Syvert A. Anderson, Company E, Fifteenth Regiment Wisconsin Volunteers.	257					
4459	A bill granting a pension to Charles Pool, Sixth Regiment Virginia Volunteers.	257					
4460	A bill granting a pension to George W. Hard, private in Company A, Sixth Regiment Minnesota Volunteers.	257					
4461	A bill for the relief of Portner and Ricker, of Alexandria, Virginia.	258					
4462	A bill to refund to John W. L. Matlock, of Indianapolis, Indiana, the sum of \$754.55, wrongfully collected from him by the collector of internal revenue for Clarke County, Indiana, March 24, 1866, with interest on the same from that date.	258					
4463	A bill for the relief of John Miller, of Bourbon County, Kentucky.	258					
4464	A bill to authorize the President of the United States to appoint A. P. Frick an assistant surgeon in the United States Army.	258					
4465	A bill for the relief of Jackson T. Sorrella, of North Carolina.	258					
4466	A bill to regulate the fees of attorneys and claim-agents in certain cases, and to amend sections 4768, 4785, and 4786 of the Revised Statutes.	258					
4467	A bill for the relief of Theodore Teed	259					
4468	A bill for the relief of William Tabb, of Spotsylvania, Virginia.	259					
4469	A bill to confirm private land-claims in the Territory of New Mexico.	259					
4470	A bill for the relief of William A. Rucker, late second Lieutenant Company B, Third Regiment North Carolina Volunteers.	260					
4471	A bill authorizing a settlement of the claim of the estate of the late Rear-Admiral John A. Dahlgren.	262	678				
4472	A bill making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June 30, 1878, and for other purposes.	266	362, 365, 369, 372	374	512	513, 522, 554, 646, 650, 652, 667, 670, 677	697
4473	A bill for the relief of the destitute poor of the District of Columbia.	269	.....	321	352	361, 362	700
4474	A bill to provide for paying Darius B. Randall for certain improvements relinquished by him to the United States for the use of the Nez Percé Indians.	269					
4475	A bill removing the political disabilities of Joel S. Kennard, of Savannah, Georgia.	269	.....	269	666	671	696
4476	A bill to provide for the appointment of an official short-hand reporter for the United States courts in and for the district of California.	270	.....	270	562	632, 656, 661, 668	
4477	A bill to amend an act entitled "An act to confirm to the Great and Little Osage Indians a reservation in the Indian Territory," approved June 5, 1872.	270					
4478	A bill granting arrears of pension to Dennis McCarthy, late a private of Company D, First Regiment of Virginia Volunteers, Mexican war.	270					
4479	A bill granting a pension to James C. Swasick, of Ohio.	270					
4480	A bill granting a pension to Jacob F. Rath, late a private in Company I, Fifth Regiment Pennsylvania Heavy Artillery Volunteers.	272					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4481	A bill for the relief of settlers upon the public lands.	274					
4482	A bill making an appropriation for the preparation of a report on immigration and public lands.	274	463				
4483	A bill to authorize money received by the General Land-Office for exemplified copies to be used for the employment of clerical labor.	274					
4484	A bill for the relief of E. F. Wenckebach . . .	274					
4485	A bill regulating street-paving and repairs in Washington and Georgetown, District of Columbia.	274					
4486	A bill to establish a court for the trial of contested elections in the offices of President and Vice-President of the United States.	275					
4487	A bill donating condemned ordnance to Post No. 1, Grand Army of the Republic, New Bedford, Massachusetts.	275	450				
4488	A bill to confirm the term, for the period of sixteen years from the date of its original grant, of the patent of Thomas A. Weston, No. 67470, granted August 6, 1867, and reissued No. 4971, July 9, 1872.	275					
4489	A bill amending the act entitled "An act authorizing the appointment of receivers of national banks, and for other purposes."	275					
4490	A bill to encourage and promote telegraphic communication between America and Europe.	275					
4491	A bill for the relief of the sureties on the official bond of Robert H. Lane, late collector of internal revenue, second district of Texas.	275					
4492	A bill to amend chapter VI, Title XIII, of the Revised Statutes of the United States, and to provide for the appointment of associate justices of the second judicial circuit.	275					
4493	A bill in relation to clerks, deputy clerks, and assistant clerks of the United States courts.	275					
4494	A bill to provide for the publication, distribution, and sale of public documents.						
4495	A bill for the relief of Henry G. Healy, late lieutenant-colonel of the Sixty-fifth Regiment of New York Volunteers.	275	508				
4496	A bill amendatory of the act entitled "An act fixing the amount of United States notes, providing for a redistribution of national bank currency, and for other purposes," approved June 20, 1874.	275					
4497	A bill to abolish all import-duty on the salts of quinine.	275					
4498	A bill for the relief of E. H. Lively, postmaster at Williamsburgh, Virginia.	275					
4499	A bill to authorize and provide for the payment of all debts contracted by the Government in certain States therein named since the close of the war.	275					
4500	A bill making an appropriation to continue the work on the ship-channel in Galveston Bay, Texas.	275					
4501	A bill for the appointment of a professor of law at the United States Military Academy.	275					
4502	A bill to reform the civil service of the United States.	275					
4503	A bill granting a pension to Charles Hewitt.	276					
4504	A bill to provide for and regulate the manner of redeeming lands sold for non-payment of direct taxes.	276					
4505	A bill for the improvement of navigation of the Yazoo River, the Tallahatchie River, and the Coldwater River.	276					
4506	A bill granting a pension to Daniel Smith, a soldier of the war of 1812.	276					
4507	A bill granting arrears of pension to Dovey Pace, widow of Stephen Pace.	276					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4508	A bill for the relief of Thomas H. Bradley....	276					
4509	A bill to repeal an act entitled "An act to authorize the Commissioner of Indian Affairs to receive lands in payment of judgments to Eastern Band of Cherokee Indians."	276					
4510	A bill making an appropriation for closing the bayous opposite the raft in Red River and Mack's Bayou.	276					
4511	A bill to incorporate the Capitol Mutual Gas-light Company of the city of Washington.	276					
4512	A bill to correct the revision of the statutes of the United States.	276					
4513	A bill making an appropriation for continuing the improvement of the Chattahoochee River in the State of Georgia.	276					
4514	A bill to incorporate the Palais Royal Hotel Company of the District of Columbia.	276					
4515	A bill granting a pension to Jane D. Cotton...	276					
4516	A bill granting a pension to Benjamin F. Runyon.	276					
4517	A bill to refer the claim of the "Western Cherokees," or "Old Settlers," against the Government of the United States to a board of commissioners for adjustment and final settlement.	276					
4518	A bill to grant a pension to Mrs. Sarah J. Chipman.	276					
4519	A bill to reimburse Adolph Nimitz, trustee for Meta Nimitz, his wife, for losses sustained at Beaufort, South Carolina, November 8, 1861.	276					
4520	A bill for the relief of officers of the United States Army who suffered loss by fire at Madison Barracks, New York, November 6, 1876.	276					
4521	A bill granting a pension to Charlotte T. Clark, widow of Bela T. Clark, late captain of Company D of the Forty-second Regiment Illinois Volunteer Infantry.	276					
4522	A bill granting a pension to Melohi Grove, first lieutenant Company E of the Eighty-sixth Regiment of Illinois Volunteer Infantry.	276					
4523	A bill for the relief of James Whitehead.....	277	415				
4524	A bill for the relief of Marcellus A. Williams, of Florida.	277					
4525	A bill for the relief of Mathias Pabst.....	277					
4526	A bill to regulate the disposal of troops in the District of Columbia.	277					
4527	A bill to protect the States of Mississippi and Louisiana and the sea-coast of Mississippi from the inundations of the Mississippi River through the Bonnet Carre crevasse.	277					
4528	A bill to provide for the free entry of articles imported for exhibition by societies established for encouragement of the arts and sciences, and for other purposes.	292					
4529	A bill for the relief of the destitute poor of the District of Columbia.	292					
4530	A bill to amend sections 5185 and 5186 of the Revised Statutes.	293	.....	293			
4531	A bill amendatory of and supplementary to the act entitled "An act to incorporate the Texas Pacific Railroad Company, and to aid in the construction of its road, and for other purposes," approved March 3, 1871; and the act supplementary thereto, approved May 2, 1872; and the act entitled "An act granting lands to aid in the construction of a railroad and telegraph-line from the States of Missouri and Arkansas to the Pacific Ocean," approved July 27, 1866.	293					
4532	A bill to provide for fixing the rates and charges for freight and passengers passing over the bridge constructed across the Missouri River at Omaha, Nebraska, on the line of the Union Pacific Railroad.	294	346, 389, 455 456				

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4533	A bill for the relief of Mary A. Secor as executrix of Zeno Secor.	309					
4534	A bill for the relief of the estate of S. H. Hill, of Columbus, Muscogee County, Georgia.	302					
4535	A bill for the relief of Warren Mitchell.	302					
4536	A bill to transfer to the Secretary of the Treasury all stocks and evidences of indebtedness due and held in trust by the Secretary of the Interior on account of the Creek orphans' fund.	312					
4537	A bill granting a pension to Samuel B. Robertson, late second lieutenant Company B, Seventieth Indiana Volunteers.	302					
4538	A bill granting a pension to Thomas Dill, late private Company B, One hundred and twenty-fourth Regiment Indiana Volunteers.	302					
4539	A bill to amend section 233 of the Revised Statutes of the United States.	302					
4540	A bill to provide for the payment of James B. Eads for the construction of jetties and other auxiliary works to make a wide and deep channel between the South Pass of the Mississippi River and the Gulf of Mexico, under contract with the United States.	313	315, 318, 321, 325	325			
4541	A bill making an appropriation for the improvement of the harbor at Brunswick, Georgia.	320					
4542	A bill for the relief of the legal representatives of French Graham.	320	451				
4543	A bill to afford relief to William Harbor, a resident of the parish of Point Coupee, in the State of Louisiana, for damages sustained by him during the rebellion, all in October, A. D. 1863.	320					
4544	A bill to amend section 1105 of the Revised Statutes of the United States, and to repeal an act of August 15, 1876.	320					
4545	A bill to fix the times for regular meetings of Congress.	320					
4546	A bill granting a pension to Martha A. Jones, of Wayne County, Indiana.	320					
4547	A bill granting a pension to Benjamin F. Rogers, late a private in Company F, Nineteenth Regiment of Illinois Infantry Volunteers.	320					
4548	A bill to authorize the Postmaster-General to pay rent, as it may fall due under lease by the Government, of certain premises for post-offices now held and occupied by postmasters of the third class.	320					
4549	A bill for the improvement of the Saint Francis River in the State of Missouri.	320					
4550	A bill to declare forfeited to the United States certain lands granted to the State of Michigan for railroad purposes, and to provide for their sale to actual settlers.	320	.....	.....	674		
4551	A bill chartering a double-track freight-railway company from tide-water on the Atlantic to the Missouri River, and to limit the rates of freight thereon.	320					
4552	A bill to remove the political disabilities of James Austin McCreight, of Alachua County, Florida.	320	.....	461			
4553	A bill to incorporate the National Metropolitan Life-Insurance Company of the District of Columbia.	320					
4554	A bill for the support of the government of the District of Columbia for the fiscal year ending June 30, 1878, and for other purposes.	323	.....	323	459	507, 519, 522, 634, 638, 674	697
4555	A bill for the relief of Isaac J. MacKinley, late a third lieutenant in the United States revenue-marine service.	326					
4556	A bill to remove the political disabilities of Reuben Davis, of Mississippi.	326	.....	326	437	445.....	467
4557	A bill for the relief of John A. Darling.	341					
4558	A bill to provide for the more thorough investigation of accidents on railroads.	345					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4559	A bill making appropriations to supply deficiencies in the appropriations for the fiscal year ending June 30, 1877, and for prior years, and for other purposes.	347	360, 362, 396, 404, 408	409	516	590, 592, 554, 515, 617, 642	696
4560	A bill authorizing the sale of certain lands in the Territory of Alaska, upon paying the Government price therefor, and for other purposes.	360	463				
4561	A bill to provide for appearance on behalf of the United States in foreclosure suits.	360					
4562	A bill amendatory of an act entitled "An act to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877."	360	361, 431	432			
4563	A bill for the relief of Eleanor N. T. Meeda, widow of Benjamin N. Meeda, deceased, of Washington, District of Columbia.	362					
4564	A bill for the relief of Robert L. McConaughy.	362					
4565	A bill to repeal all taxes on banking capital and deposits.	362					
4566	A bill granting a pension to Elizabeth E. Holbrook.	369					
4567	A bill granting a pension to Susan A. Ball, of Leicester, Massachusetts.	369					
4568	A bill granting a pension to D. W. Plympton, of Grafton, Massachusetts.	369					
4569	A bill granting a pension to Susan E. Aiger, of Worcester, Massachusetts.	369					
4570	A bill granting a pension to Helen James, of Worcester, Massachusetts.	369					
4571	A bill to amend section 1556 of the Revised Statutes of the United States, approved June 20, 1874.	375					
4572	A bill to remove the political disabilities of James D. Johnston, of Savannah, Georgia.	375		375			
4573	A bill to appropriate the proceeds of the sales of the public lands in the several States and Territories afflicted with grasshoppers or their eggs, to be used in the payment of bounties or otherwise, for the destruction of such grasshoppers or their eggs.	375					
4574	A bill to provide for ascertaining and settling private land-claims in certain States and Territories.	375					
4575	A bill for the erection of a Daball trumpet-signal on Whale's Back Island, in the harbor of Portsmouth, New Hampshire.	378					
4576	A bill to provide for changing and fixing the boundaries of certain property ceded to the Government of the United States by the city of Memphis, Tennessee.	379		433	459	501, 515	552
4577	A bill providing for the incorporation of the Baratania Ship-Canal Company.	379					
4578	A bill to extend the jurisdiction of the district and circuit courts of the United States for the punishment of crimes over Indian reservations within the limits of any State or organized Territory.	379	400				
4579	A bill for the relief of Edward T. Ryan.	379					
4580	A bill authorizing the legislative assembly of the Territory of Dakota by general incorporation acts to permit persons to associate themselves together as bodies corporate for the transportation of freight and passengers by land or water.	379					
4581	A bill for the relief of James A. Bates.	379					
4582	A bill authorizing the Commissioner of Patents to extend the patent of Horace A. Stone for improvements in the manufacture of cheese.	379					
4583	A bill to remove the political disabilities of Lillie Devereux Blake.	379					
4584	A bill to relieve the political disabilities of Matilda Joselyn Gage.	379					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4585	A bill to validate and confirm certain acknowledgments of deeds and other instruments of writing under seal made in a foreign country for lands lying in the District of Columbia, and the records thereof.	379					
4586	A bill to encourage emigration of citizens of the United States to such portions of the public domain as are open to pre-emption under the homestead laws.	379					
4587	A bill to re-instate Robert P. Wilson, late captain Fifth United States Cavalry, to his former rank in the service.	379					
4588	A bill for the relief of Mrs. E. R. Hutton.....	379					
4589	A bill to re-establish certain land-offices therein named.	379					
4590	A bill granting a pension to Abram V. Miller, late a lieutenant in Company E of the One hundred and eighty-fourth Regiment of Pennsylvania Volunteers.	379					
4591	A bill to authorize the President to appoint Dr. Thomas Owens an assistant surgeon in the Navy.	379					
4592	A bill to provide for the removal of the sand-bar at Newtown Creek, between Brooklyn and Long Island City, in the State of New York, where it empties into East River, so that vessels of greater tonnage may navigate said stream, for the greater facility of commerce.	382					
4593	A bill granting to the trustees of the Presbyterian congregation in Saint Augustine, Florida, a lot of land on which to erect a church building and parsonage.	382					
4594	A bill authorizing the Secretary of the Treasury to exempt from custom duty a tabernacle and accompanying articles imported for the use of the University of Notre Dame, Indiana.	383					
4595	A bill granting a pension to James Cullinam, father of the late Timothy Cullinam, private in Company E of the Second Battalion Eighteenth Regiment of United States Infantry.	383					
4596	A bill for the relief of James E. Macklin, lieutenant Eleventh Infantry, United States Army.	388					
4597	A bill granting a pension to Mary Sheridan, mother of James Sheridan.	388					
4598	A bill granting a pension to Robert Butler...	388					
4599	A bill to grant a pension to W. H. Cummins, late private Company H, Eighth Iowa Infantry Volunteers.	388					
4600	A bill granting an American registry to the British bark W. A. Farnsworth, and changing the name of said vessel to the Lapwing.	388					
4601	A bill granting a pension to Sarah A. Wharton.	388					
4602	A bill for the relief of Mrs. Martha E. Bettis, of Sumner County, Tennessee.	388					
4603	A bill for the relief of the representatives of Sidney F. Stilley, late postmaster at Washington, North Carolina.	388					
4604	A bill to authorize the President to re-instate E. R. Ames, late captain Sixth Infantry, and assign him to a regiment.	388					
4605	A bill granting an honorable discharge to Milo M. Adams, of Company D, One hundred and eleventh Regiment Pennsylvania Volunteer Infantry.	388					
4606	A bill for the relief of Owen T. Edgar, Charles G. Evans, William W. Graham, Charles B. Smith, and the heirs of Joseph J. P. Ourdan.	388					
4607	A bill to provide for the disposition of unclaimed public lands.	389					
4608	A bill for the benefit of the heirs of Lucy A. Barker.	389					
4609	A bill granting a pension to Mary K. Patton..	390					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4610	A bill to regulate the adjudication of pension cases, to authorize the appointment of pension surgeons, and to repeal sections 4744, 4771, 4772, 4773, 4774, 4775, and 4777 of the Revised Statutes.	390					
4611	A bill to remove the political disabilities of Dabney M. Scales, of Memphis, Tennessee.	392	-----	393			
4612	A bill to remove the political disabilities of George P. Turner, of Courtland, Alabama.	393					
4613	A bill to provide for the election of directors of national banks.	393					
4614	A bill for the relief of Nicholas Wax, Mitchell Granary, and Moline Lange.	393					
4615	A bill for the relief of Mohammed Kahn, otherwise John Ammahoe, late private Company E, Forty-third New York Volunteers.	393					
4616	A bill making appropriations for the naval service for the year ending June 30, 1878, and for other purposes.	396	446, 447, -----	451	521	522, 554, 629, 632, 664, 675	696
4617	A bill making appropriations for the construction, repair, preservation, and completion of certain public works on rivers and harbors, and for other purposes.	396	620 -----				
4618	A bill explanatory of an act directing the Second Auditor to settle the pay and bounty account of John Ammahoe or Ammahoe, passed June 30, 1878.	397					
4619	A bill to abolish the board of commissioners of "the metropolitan police district of the District of Columbia," and for other purposes.	398					
4620	A bill granting a pension to Frances A. Moses	400					
4621	A bill granting a pension to John H. Reilly...	400					
4622	A bill to repeal the statute forbidding appointments and promotions in the staff of the Army.	400					
4623	A bill for the relief of the estate of U. S. Boon, late of Hinds County, Mississippi, deceased.	403					
4624	A bill to revive and amend an act entitled "An act for the final adjustment of private land claims in the States of Florida, Louisiana, and Missouri, and for other purposes."	403					
4625	A bill to authorize members of the Stockbridge and Muncie tribe of Indians to sue in the courts of the United States.	405					
4626	A bill to amend section 3737 of the Revised Statutes.	405					
4627	A bill to provide for the settlement of certain claims against the District of Columbia, and for other purposes.	405					
4628	A bill for the relief of John M. Ward, late postmaster at West Point, Georgia.	405					
4629	A bill to provide for the distribution of the awards made under the convention between the United States of America and the republic of Mexico, concluded on the 4th day July, 1868.	409	-----	409			
4630	A bill to amend the laws relating to internal revenue.	414					
4631	A bill for the relief of William T. Maister, of Baltimore, Maryland.	414					
4632	A bill granting a pension to Cyrus Wilson, late private of Company L, Seventeenth Regiment of Illinois Volunteer Cavalry.	414					
4633	A bill granting a pension to Miriam V. Kinney	414					
4634	A bill to amend the statutes relating to the immediate transportation of imported merchandise.	415					
4635	A bill to confirm certain Rio Hondo claims to Pedro and Vital Flores.	415					
4636	A bill granting a pension to William Majors, a soldier in the war of 1812.	415					
4637	A bill to aid in the establishment of cheap telegraphic communication between America and Europe, and to secure to the Government free transmission of its messages for twenty years.	415					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4638	A bill for the relief of Mrs. M. H. Sargent, of Cambridge, Massachusetts.	415					
4639	A bill granting a pension to Daniel Middough	415					
4640	A bill for the relief of Timothy Baker, of Saint John's, Michigan.	416					
4641	A bill for the relief of Henry L. James, of Williamsburgh, Massachusetts.	416					
4642	A bill for the relief of E. B. Head, postmaster at Harrodsburgh, Kentucky.	416					
4643	A bill permitting the executor of Charles M. Briggs to sue in the courts of the United States.	416					
4644	A bill to reduce the duty on licorice paste and licorice in rolls in the use of the manufacture of tobacco.	435					
4645	A bill authorizing and requiring the Secretary of the Interior to restore the name of Nathan Johnson, a private of Captain S. L. Williams's Kentucky militia, to the roll of pensioners for the war of 1812.	435					
4646	A bill granting a pension to Mary Welsh	436					
4647	A bill making an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship-Canal and Harbor in the State of Wisconsin, and to extend the time for the completion thereof.	442					
4648	A bill authorizing the Treasury Department to settle certain accounts.	442					
4649	A bill granting a pension to Humphrey Callaban, late a private soldier in the service of the United States.	442					
4650	A bill relating to commissioners of deeds for the District of Columbia in the various States and Territories.	442					
4651	A bill to amend the law in respect to negligence in the District of Columbia.	442					
4652	A bill granting a pension to John L. Taylor . .	442					
4653	A bill to authorize the assignees of the States of Illinois and Iowa to select and enter public lands to which said States are entitled under and by the provisions of the several acts of Congress, namely, the act of September 23, 1850, known as the swamp-land act; the act of March 2, 1855, known as the indemnity act; and the act extending the provisions of said act, passed March 3, 1857.	442					
4654	A bill to remove the political disabilities of John T. Mason, of Maryland.	443					
4655	A bill for the relief of the estate of George H. Lee, late of Lowndes County, Mississippi, deceased.	443					
4656	A bill granting the right of way through the public lands to the Golden, Georgetown and Central Railroad Company.	443					
4657	A bill to provide a building for the use of the United States district and circuit courts, the post-office, and internal-revenue officers, at Austin, Texas.	443		443	558	580	696
4658	A bill for changing the name of the pleasure-yacht Mohawk to Queen.	448					
4659	A bill for the relief of John Clinton, postmaster at Brownsville, Tennessee.	449					
4660	A bill to remove the political disabilities of George W. Citz, of Portsmouth, Virginia.	449					
4661	A bill to absolve Frederick Hinkel from his allegiance as a citizen of the United States of America.	449					
4662	A bill for the relief of Thomas Lucas	449					
4663	A bill to amend section 4220 of chapter 3 of title 48 of the Revised Statutes of the United States, entitled "Regulation of commerce and navigation."	449					
4664	A bill to extend the time for the completion of the unfinished line of railroad of the Hastings and Dakota Railroad Company.	450					

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceed-ings.	Approved.
4665	A bill for the relief of E. M. Williams.....	450					
4666	A bill for the relief of the Iron Mountain Bank of Saint Louis, Missouri.	450					
4667	A bill to amend section 29, chapter 253, of the United States Statutes at Large.	450					
4668	A bill to perfect the revision of the Statutes of the United States relating to the District of Columbia.	454	-----	454	516	517, 530	55
4369	A bill to authorize the construction of a bridge across the Missouri River at or near Glasgow, Missouri.	454	458				
4670	A bill to amend section 2990, chapter 7, title 34, of the Revised Statutes of the United States.	458					
4671	A bill for the relief of Thomas P. Westmoreland.	458					
4672	A bill for the relief of Henry Solomons, postmaster at Kingstree, South Carolina.	458					
4573	A bill for the relief of Passed Assistant Engineer W. A. H. Allen, of the United States Navy.	459					
4674	A bill granting a pension to George W. Calhoun.	460					
4675	A bill to remove the political disabilities of Henry Lewis, of Maryland.	461	-----	461			
4676	A bill to remove the political disabilities of Henry B. Tyler, of Virginia.	461	-----	461			
4677	A bill to remove the political disabilities of William B. Mackall, of Virginia.	461	-----	461			
4678	A bill to relieve Charles H. Levy, of the State of Louisiana, of his political disabilities.	461	-----	461			
4679	A bill to prevent default or delay in the payment of the interest on the bonds authorized by an act of Congress approved June 20, 1874.	463					
4680	A bill making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1875, and for other purposes.	507	509, 512, 516, 520, 554, 555, 563, 566	568	641	645, 653, 654, 695	697
4681	A bill for the removal of the disabilities of Robert H. Chilton, of the State of Georgia.	507					
4682	A bill to carry out the provisions of an act entitled "An act for the further security of the navigation of the Mississippi River," approved March 3, 1875.	507					
4583	A bill for the relief of Henry Voelter.....	507					
4384	A bill to declare Little Hell Gate not a navigable channel, and to accord the assent of the United States to the filling up of the same.	507					
4685	A bill for the relief of L. M. Northcutt, of the county of Kenton, State of Kentucky.	507					
4686	A bill granting a pension to Elizabeth Sherrill, widow of Ute Sherrill, a soldier of the revolutionary war.	507					
4687	A bill to extend the time for stamping unstamped instruments.	513					
4688	A bill for the relief of Abram V. Miller, late lieutenant of Company E. One hundred and eighty-fourth Regiment of Pennsylvania Volunteers.	514					
4689	A bill for the relief of P. D. Gaither.....	514					
4690	A bill to amend section 2535 of the Revised Statutes of the United States extending the western boundary of the district of Genesee, in the State of New York, to the western line of Orleans County.	514					
4691	A bill making appropriations for the support of the Army for the fiscal year ending June 30, 1875, and for other purposes.	523	-----	630	661	665, 670, 677, 678, 682, 684, 688, 695	
4692	A bill establishing post-roads.....	523	-----	523			
4693	A bill to amend the Revised Statutes of the United States in respect to vacancies in the office of President and Vice-President.	533	536	537			
4694	A bill to remove the political disabilities of Henry B. Davidson, of California.	583	-----	583			

Bills of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
4695	A bill granting a pension to Lewis E. Campbell, Company K, Twenty-first Indiana Heavy Artillery.	627					
4696	A bill to grant a pension to Joab Albertson, of Company K, Twenty-first Regiment of Indiana Volunteers.	627					
4697	A bill to compel the gradual retirement of national-bank currency, and to authorize an issue of United States Treasury notes in lieu thereof; also, to repeal an act entitled "An act to provide for the resumption of specie payments," approved January 14, 1875, and also to provide for the coinage of silver dollars.	627					
4698	A bill to provide for an effectual remedy for a wrongful intrusion into the office of President and Vice-President of the United States.	628					
4699	A bill to remove the disabilities imposed by the third section of the fourteenth article of the amendment of the Constitution of the United States.	636	.....	636			
4700	A bill to remove the political disabilities of Mrs. Helen M. Slocum, of New York City.	639					
4701	A bill for the relief of Robert C. Buchanan, colonel (retired) and brevet major-general, United States Army.	640					
4702	A bill for the relief of Joseph W. Gass, <i>alias</i> Calvin Halestead.	.....	.....	672			
4703	A bill granting a pension to Harriet J. Edwards.	.....	.....	672			
4704	A bill granting a pension to George McCoy.	.....	.....	672			
4705	A bill granting an increase of pension to Mrs. Louisa Merrill.	.....	.....	672			
4706	A bill increasing the pension of Mrs. Maria B. Craig.	.....	.....	672			
4707	A bill to transfer to the Secretary of the Treasury all stocks and evidences of indebtedness due and held in trust by the Secretary of the Interior on account of the Creek orphans' fund.	682					
4708	A bill for the relief of the sureties, &c., of Samuel M. Reynolds, late additional paymaster of United States volunteers.	688					

JOINT RESOLUTIONS OF THE HOUSE OF REPRESENTATIVES.

17	Joint resolution to correct the Army records and register of Lieutenant George D. Hill.	.....	260				
67	Joint resolution authorizing the Secretary of War to detail and assign to duty Army officers in connection with the Centennial Exposition.	.....	115				
74	Joint resolution relating to the claim of Forman Mathews and David S. Parker in the Court of Claims.	.....	51				
149	Joint resolution for the relief of John H. Pickering.	.....	104				
150	Joint resolution to authorize the President of the United States to accept the services of volunteers to aid in suppressing Sioux Indian hostilities in the Northwest.	.....	108				
161	Joint resolution authorizing the Secretary of State to publish the history of the several surveys and scientific expeditions by the United States during the present century.	.....	.....	.....	683		
167	Joint resolution for continuing the publication of the monthly reports of the Commissioner of Agriculture, and making an appropriation for the publication of the same.	48					
168	Joint resolution proposing an amendment to the Constitution forbidding the assumption or payment of any claim for loss or damage growing out of the taking, use, or destruction of property during the late war of the rebellion.	48					

Joint resolutions of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
169	Joint resolution authorizing the Secretary of War to supply blankets to the Reform School in the District of Columbia.	65	.....	114	187	300, 218.....	346
170	Joint resolution to amend the Constitution of the United States.	65	400				
171	Joint resolution in reference to the congratulations from the Republic of Pretoria, South Africa.	82	.....	82	206	218, 241.....	732
172	Joint resolution relating to congratulations from the Argentine Republic.	82	.....	82	206	218, 241.....	732
173	Joint resolution granting permission to the officers and enlisted men of the Army and Navy to wear the medal badge adopted by the "National Association of Veterans of the Mexican War," on occasions of ceremony.	94	.....	196			
174	Joint resolution authorizing the issue of clothing to Private Patrick Noonan, Company G, Fifth United States Infantry.	105	.....	105			
175	Joint resolution authorizing the issue of clothing to Company A, Second Regiment United States Cavalry.	105	.....	105	633	638, 674.....	696
176	Joint resolution authorizing the issue of clothing to Private Francis Hegner, Company F, Seventh Cavalry, and Private John C. Collins, Company G, Seventh Cavalry.	105	.....	105	633	638, 674.....	698
177	Joint resolution authorizing the issue of clothing to Sergeant Herman Theune, Company I, Twenty-third United States Infantry.	105	.....	105			
178	Joint resolution authorizing the Secretary of the Treasury to pay Mary Fearon and Jessie Crossin, executrices of Samuel P. Fearon, deceased, for certain registered United States bonds redeemed by the Government on forged assignments and power of attorney.	144	236, 292, 398				
179	Joint resolution granting the use of artillery, blankets, &c., at the national soldiers' and sailors' reunion, to be held at Marietta, Ohio.	172	.....	642			
180	Joint resolution for the appointment of a commission for the equitable disposition of the unexpended balance of the Geneva-award fund.	185					
181	Joint resolution authorizing the Public Printer to bind in cloth the reserve and stitched copies of the House compilation entitled "Counting the Electoral Vote."	203	.....	204	247	331, 358, 382	397
182	Joint resolution providing a mode for counting the electoral vote in February next.	205	227				
183	Joint resolution to authorize and require the Public Printer to print and bind 5,000 copies of the Surgical Report of Casualties in the United States Navy from 1860 to 1870.						
184	Joint resolution to appoint a joint committee to inquire into the propriety of providing suitable buildings for the reception and preservation of centennial exhibits donated to the United States.	228					
185	Joint resolution authorizing the printing and binding of a catalogue of the National Medical Library, under direction of the Surgeon-General, United States Army.	275					
186	Joint resolution for the relief of Robert H. Milroy, late superintendent of Indian Affairs of Washington Territory.	302					
187	Joint resolution for adjustment of claims in the District of Columbia.	319					
188	Joint resolution concerning the Round Valley Indian Reservation in California.	379					
189	Joint resolution proposing an amendment to the Constitution of the United States of America.	393					
190	Joint resolution authorizing First-Lieutenant Henry Metcalfe, of the Ordnance Department, United States Army, to accept a decoration from the Sultan of Turkey.	397					

† Vetoed.

Joint resolutions of the House of Representatives—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Passed Senate.	Other proceedings.	Approved.
191	Joint resolution authorizing the establishment of a commission for the scientific exploration of the northern States of Mexico and the territory of the United States adjoining the same.	448					
192	Joint resolution for printing the report of the Commissioner of Education for 1876.	458					
193	Joint resolution authorizing the publication of the report of the board on behalf of United States Executive Departments at the International Exhibition of 1876.	583					
194	Joint resolution to appoint a commission to examine into the matter of contracts made by and between the United States and the Moline Water-Power Company as to the water-power at Moline, Illinois, and to report to Congress as to the same.	639	.....	639	646	653, 674.....	697
195	Joint resolution for printing the report of the Commissioner of Education for the year 1876.	640	.....	640	680		
196	Joint resolution authorizing the President to designate and set apart a site for the colossal statue of "Liberty Enlightening the World," and to provide for the permanent maintenance and preservation thereof.	514	.....	514	558	580.....	666

BILLS OF THE SENATE.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Other proceedings.	Approved.
6	A bill for the sale of timber-lands in the States of California and Oregon and in the Territories of the United States.	.....	677			
14	A bill to extend the time for the construction and completion of the Northern Pacific Railroad.	.....	293, 633			
35	A bill equalizing the pensions of certain officers in the Navy.	.....		672	684.....	693
36	A bill amending the pension-law so as to remove the disability of those who, having participated in the rebellion, have, since its termination, enlisted in the Army of the United States, and become disabled.	254	449, 636.....	638	653.....	694
73	A bill to extend the time for filing claims for additional bounty under the act of July 28, 1866.	.....	108			
105	A bill for the relief of Dickson Shinault, late assistant keeper of the light-vessel at Wolf Trap light-station in the State of Virginia.	.....		80	87, 187*	
109	A bill for the relief of the estate of I. M. Mitcow, of the State of Alabama.	247	269			
146	A bill extending the time for the completion of the Oregon Central Railroad and Telegraph Line from Portland to Astoria and McMinnville in the State of Oregon.	.....	348			
155	A bill to amend sections 533, 556, 572, of the Revised Statutes of the United States.	.....		47	201, 229, 288.	387
177	A bill to authorize the Secretary of War to adjust and settle claims of the State of Georgia against the Government on account of the Western and Atlantic Railroad.	623		638	653.....	695
185	A bill declaring the effect of permits to purchase products of the insurrectionary States in certain cases granted by the President of the United States.	.....	73			
189	A bill placing the name of C. G. Freudenberg upon the retired-list of the United States Army.	369	414.....	640	653.....	694

* Law without approval.

Bills of the Senate—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Other proceedings.	Approved.
210	A bill granting a pension to Austin R. Mills.	157	671	684	693	
234	A bill to amend section 4698 of the Revised Statutes of the United States so as to allow a pension of \$37 per month to soldiers who have lost an arm and a leg, in lieu of \$24 per month now allowed.	157	198	455, 461	*700	
259	A bill for the benefit of the Louisville Baptist Orphans' Home.	633	638	653	694	
286	A bill for the relief of W. S. McComb, of the State of Georgia.	254	390	519	561	
294	A bill for the relief of Charles E. Hedges.	260				
307	A bill concerning security on writs of error and appeals, and for other purposes.	157				
407	A bill to authorize the restoration of George A. Armes to the rank of captain.	623		684		
408	A bill for the relief of Assistant Surgeon Thomas F. Aspell.	146	147	158	221	
436	A bill for the relief of the legal representatives of William S. Robinson, of Malden, Massachusetts.	83, 211				
446	A bill for the relief of Daniel Stickney.	136				
453	A bill to authorize the Vancouver Water Company to lay water-pipes through the Fort Vancouver military reservation.	157	197	304	222	
457	A bill authorizing the restoration of Charles E. Boggs to the active-list.	461				
470	A bill for the relief of John S. Wood, late a first lieutenant in the Seventh Pennsylvania Cavalry.	558	637	653	694	
481	A bill for the relief of Israel Yount.	446				
492	A bill making an appropriation for the erection of a monument and spindle on Whale Rock at the entrance of Narragansett Bay.	76				
526	A bill to amend section 1036 of the Revised Statutes relating to the District of Columbia.	156	168	187	221	
535	A bill granting a pension to Armstead Goodlow.	156	672	684	693	
538	A bill to create an additional land-district in the Territory of Idaho.	122, 206				
539	A bill to provide for an increase of pension in favor of Martin Kelly.		672	684	693	
547	A bill for the relief of settlers upon certain lands in the State of Minnesota.	156				
599	A bill granting a pension to Catharine A. Winslow, widow of the late Rear-Admiral John A. Winslow.		672	684	693	
606	A bill to establish the Territory of Huron, and to provide a temporary government therefor.	122	158			
614	A bill to authorize the Secretary of the Interior to deposit certain funds in the United States Treasury in lieu of investment.	155, 163				
619	A bill to carry out in part the provisions of the act entitled "An act to abolish the tribal relations of the Miami Indians, and for other purposes," approved March 3, 1873.	348				
620	A bill to remove the political disabilities of James Argyle Smith, of Mississippi.				157	
628	A bill for the relief of John J. Anderson, surviving copartner of the firm of Anderson & White.	636	636	653	694	
655	A bill to confirm to the city of San José, in the State of California, the title to certain lands.	157				
667	A bill for the relief of William Wheeler Hubbell, and to make just compensation for the past making, or use, or vending of his patent explosive shell, fuses, and percussion-exploders by the United States.	623	677	692	694	
678	A bill for the relief of Ephraim P. Abbott.	160	167	187	221	
683	A bill for the relief of the officers and privates of the Fourth Arkansas Cavalry Volunteers.	101	158			
685	A bill to place the name of Daniel H. Kelly upon the muster-roll of Company F, Second Tennessee Infantry.		238	255		
686	A bill to amend the second, fourth, and fifth sections of the act entitled "An act to enforce the right of citizens of the United States to vote in the several States of this Union, and for other purposes," approved May 31, 1870, and as a substitute for sections 5506 and 5507 of the Revised Statutes.	156				

* See addenda, 700.

Bills of the Senate—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the whole and in the House.	Passed H. R.	Other proceed- ings.	Approved.
691	A bill for the relief of Edward A. Leland.....	157		460	517	
705	A bill for the relief of Albert Towle, postmaster at Beatrice, Nebraska.	157				
709	A bill for the relief of Hans C. Petersen			681	692	693
715	A bill for the relief of Samuel H. Canfield, postmaster at Seymour, Connecticut.	51				
732	A bill for the relief of Charles F. Chandler	104				
731	A bill to limit and fix the signal-service.	157		640	646, 650, 68	
734	A bill for the relief of William Jasper Cordill	254		637	653	695
735	A bill granting a pension to Martha Irwin, widow of John Irwin.	156		672	684	693
737	A bill granting a pension to Harrison H. Doods			672	684	694
739	A bill to amend section 5457 of the Revised Statutes of the United States relating to counterfeiting coin.	156		199	204	281
743	A bill to authorize the Secretary of the Treasury to issue a register and change the name of the brig "A. S. Pennell" to the "City of Moule."			79	87	187
750	A bill granting a pension to T. B. Murdock	157		672	684	693
752	A bill authorizing the recorder of the District of Columbia to appoint an assistant with certain powers.	158		169	187	281
767	A bill granting a pension to Theodore Gardner			672	684	693
780	A bill for the relief of the Richmond Female Institute of Richmond, Virginia.	633		636	653	
781	A bill for the relief of Margaret Ireland, widow of Amos Ireland.	157				
783	A bill providing for the extension of the time for completing the survey and location of the Portland, Dalles and Salt Lake Railroad.	156				
784	A bill for the relief of Enoch Totten, administrator of the estate of William A. Lloyd, deceased.	104, 159				
792	A bill granting a pension to Peter Harder	158		672	684	694
795	A bill to enable Moses Marshall to make application to the Commissioner of Patents for the extension of letters-patent for improvement in knitting-machines.	157				
796	A bill for the relief of the heirs of Sheldon S. Hartshorn.	157				
803	A bill to repeal an act granting a pension to Mary H. Bartlett, approved January 28, 1873.			672	684	694
805	A bill relating to indemnity school selections in the State of California.	362		451	462	693
807	A bill for the relief of John E. Catlett, of Hannibal, Missouri.	281	450			
811	A bill for the relief of Perez Dickinson, the surviving partner of James Cowan, deceased, heretofore trading and doing business under the firm-name and style of Cowan & Dickinson, of Knoxville, Tennessee.	646	690	631		
813	A bill granting an increase of pension to Laurence P. N. Landrum.	156, 390		672	684	694
816	A bill granting a pension to Laura M. Knowlton ..			672	684	693
824	A bill for the relief of Hannah L. Lloyd, as executrix, and George W. King, executor, of William Lloyd, deceased.	312		394	404	509
828	A bill for the relief of Peter Phillips	158, 196				
830	A bill for the relief of Joseph W. Parish			641	653	695
832	A bill to increase the pension of Helen M. Sansbury	157, 389		672	684	694
842	A bill authorizing the Commissioners of the District of Columbia to remove the jail on Judiciary Square to grounds near to the Washington Asylum for the use of the District.				207, 234	282
844	A bill for the relief of Nathan P. Harbin, of Georgia.	683				
845	A bill for the relief of W. H. Woodward, of Indianola, Texas.	156, 198		641	654	694
855	A bill making an appropriation to pay the claim of Benjamin Fenton and D. W. Fenton.	281		637	654	695
859	A bill for the relief of certain claimants under the donation land law of Oregon, approved September 27, 1850.	241		451	462	
873	A bill to provide for the 8 per cent. certificates of indebtedness issued for work done under the direction of the board of public works and chargeable to the private property benefited thereby.	156				

Bills of the Senate—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Other proceedings.	Approved.
882	A bill granting a pension to Stillman E. Dix, of Hampton, Virginia.	.....	156, 390	672	684	894
883	A bill granting a pension to William H. Oliver, of Sweetwater, Tennessee.	.....	156, 398	672	684	894
884	A bill to authorize the change of name of the steamboat Peter Cray to that of Joseph L. Chapman.	.....	157			
890	A bill for the relief of John S. Logan and W. L. Shedwick.	67	83, 259			
904	A bill for the relief of William C. Nichols, late assistant treasurer of the United States at Chicago, Illinois.	.....	157			
907	A bill for the relief of Nicholas Wax, Michael Grannary, and Moline Lange.	241				
912	A bill for the relief of Thomas H. Halsey, paymaster, United States Army.	362	411			
915	A bill to remove the political disabilities of D. H. Hill, of North Carolina.	519		584	620	683
917	A bill to enable Erasmus T. Russell, of Indianapolis, Indiana, to make application to the Commissioner of Patents for extension of letters-patent for a "combined rubber and spiral steel spring."	.....	157, 621	682	692	694
920	A bill to authorize Louis Potoskey, of Michigan, to enter a certain tract of land which embraces his home and improvements.	234	267	677	692	693
931	A bill for the relief of H. H. Mathia, of Arkansas.	247		637	654	964
934	A bill to provide for furnishing certified transcripts of territorial records.	.....	156			
946	A bill for the relief of Gibbs & Co., of Charleston, South Carolina.	113	158			
947	A bill for the relief of the estate of Jacob Senseney, Winchester, Virginia.	247	374			
948	A bill for the relief of Thomas M. Simmons.	254				
949	A bill for the relief of A. M. Garoutte, late captain and assistant quartermaster, United States Army.	247	514, 679	680	692	683
973	A bill for the relief of Elizabeth Corson.	.....	259, 442	641	654	
974	A bill for the relief of Francis Guilbeau, of San Antonio, Texas.	203		637	654	
978	A bill extending and continuing the act entitled "An act to provide temporarily for the expenditures of the Government."	.....	157			
980	A bill granting a pension to Irena Garrett.	.....	65, 390		684	694
991	A bill for the relief of Edwin Rogers.	113	158			
992	A bill to authorize the Secretary of the Treasury to issue a register and change the name of the schooner Captain Charles Robbins to Minnie.	.....	157			
993	A bill for the relief of Admiral Charles Wilkes.	906		414	455, 462	532
994	A bill to amend section 2931 of the Revised Statutes of the United States, so as to allow re-payment by the Secretary of the Treasury of the tonnage-tax where it has been exacted in contravention of treaty provisions.	.....	139			
999	A bill to continue the provisions of an act entitled "An act to provide temporarily for the expenditures of the Government," &c.	.....	157			
1001	A bill to provide for the disposition of Fort Dalles military reservation.	386		637	654	694
1003	A bill to restore Benjamin P. Runkle to the retired list of the Army.	666				
1008	A bill to increase the efficiency of the cavalry force in the suppression of Sioux Indian hostilities.	.....	157, 260			
1010	A bill for the relief of Julius S. Bohrer, master in the United States Navy.	619		680	692	693
1019	A bill to provide for a reprint of the resolves, ordinances, and acts passed by the Continental Congress and the Congress of the Confederation.	619		637	654	694
1034	A bill for the relief of Louis Rose.	271		637	654	695
1040	A bill to allow the late collector of internal revenue for the fourth district of Georgia his salary hitherto withheld.	151	163	237	235	312
1044	A bill making appropriations to pay judgments of the Court of Claims.	157				
1057	A bill to provide for engraving and printing the portrait of the late Hon. Henry H. Starkweather, of Connecticut.	52			74, 138*	

*Law without approval

Bills of the Senate—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Other proceedings.	Approved.
1063	A bill for the relief of certain settlers on the public lands.	538	.....	637	654.....	695
1071	A bill for the relief of H. E. Woodhouse & Co., of Brownsville, Texas.	241	.....	637	654.....	695
1083	A bill to amend an act entitled "An act granting the right of way through the public lands to the Denver and Rio Grande Railway Company," approved June 8, 1872.	386	.....	637	654.....	695
1096	A bill to remove the political disabilities of R. C. Gatlin, of Arkansas.	519	.....	584	620.....	693
1109	A bill relating to public accounts and claims.	362	.....		
1111	A bill for the relief of Thomas E. Maley.	623	.....	688	692.....	964
1113	A bill to authorize the taking of certain parcels of land for the public use at the intersection of Pennsylvania and Maryland avenues on the west front of the Capitol grounds.	203	253			
1116	A bill granting a pension to Sarah A. Chamberlain, guardian of the minor heirs of James Eagle, Company F, Second Regiment Kansas State Militia.	509	.....	637	654.....	695
1118	A bill granting a pension to Mrs. Amy King.	247	449.....	672	684.....	694
1122	A bill to secure the rights of settlers upon certain railroad lands, and to repeal the first five sections of an act entitled "An act granting lands to the State of Kansas to aid in the construction of the Kansas and Neosho Valley Railroad and its extension to Red River," approved July 25, 1866.	436	.....	637	654.....	695
1123	A bill granting a pension to Marsellia F. Woodard, mother of George R. Woodard.	248	393.....	672	684.....	694
1127	A bill for the relief of J. B. McCullough.	666	.....	676	692.....	694
1128	A bill to extend for two years the act establishing the Board of Commissioners of Claims and the acts relating thereto.	312	320, 641.....	641	661, 667	*700
1136	A bill to remove the political disabilities of Wade H. Gibbes, of South Carolina.	519	.....	584	620.....	693
1139	A bill to change the time of holding the October term of the United States district court for the district of Nebraska.	340	.....	415	439.....	509
1141	A bill to encourage and promote telegraphic communication between America and Europe.	411	414.....	436	439.....	510
1142	A bill to authorize and empower the Secretary of the Interior to adjust and settle the account of the Kaskaskia, Peoria, Piankeshaw, and Wea Indians.	356	403			
1143	A bill for the relief of the legal heirs of Ann Lynch.	323	449			
1147	A bill for the punishment of persons making or having in possession dies, molds, &c., for manufacturing counterfeit coin.	362				
1152	A bill granting a pension to Amasa J. Finch.	281	414.....	672	684.....	693
1153	A bill to provide for and regulate the counting of votes for President and Vice-President, and the decision of questions arising thereon, for the term commencing March 4, A. D. 1877.	301	301, 305, 306, 307, 308, 309	310	311.....	323
1163	A bill for the relief of settlers on the public lands under the pre-emption laws.	386	450, 636.....	638	654.....	695
1163	A bill granting pension to Harriet Moss.	569	.....	637	654.....	695
1185	A bill to ratify an agreement with certain bands of the Sioux Nation of Indians, and also with the Northern Arapahoe and Cheyenne Indians.	323	415, 443, 454.	455	502, 515	
1187	A bill authorizing the Secretary of War to allow the interment in the National Cemetery at New Berne, in the State of North Carolina, of the remains of the late R. F. Seaman, lately a commissioner of the United States circuit court in the eastern district of North Carolina.	340	393			
1197	A bill for the relief of Eli Teegarden.	558	.....	637	654.....	695
1200	A bill to grant a pension to Margaret Hunter Hardie, widow of James A. Hardie, Inspector-General in the United States Army.	569	.....	637	654.....	695
1202	A bill for the relief of John A. Darling.	386	414			
1203	A bill to remove the political disabilities of M. L. Bonham, of South Carolina.	327	.....	583	620.....	693
1216	A bill to provide for the preparation and publication of a new edition of the Revised Statutes of the United States.	446	458.....	522	569, 580....	623
1222	A bill to provide for a deficiency in the appropriation for the public printing and binding for the current fiscal year.	382	382, 394....	395	403, 408, 410, 439, 446, 449	508

* Approval omitted. See addenda, 700.

Bills of the Senate—Continued.

Number.	Title.	Reported.	Proceedings in Committee of the Whole and in the House.	Passed H. R.	Other proceedings.	Approved.
1225	A bill to amend section 2291 of the Revised Statutes of the United States, in relation to proof required in homestead entries.	519	.....	637	654	695
1238	A bill making an appropriation for the expenses of the Electoral Commission.	.....	.....	.....	654	694
1243	A bill to repeal the statute forbidding appointments and promotions in the staff of the Army.	615	.....	637	654	694
1250	A bill for the relief of Willis L. Foulk.	683	.....	.....	.....	.....
1251	A bill to remove the political disabilities of Joseph E. Johnston, of Virginia.	446	.....	450	462	554
1252	A bill for the erection of a fire-proof building for the National Museum.	515	674	.....	.....	.....
1255	A bill for the relief of Henry Voelter.	629	.....	632	651	695
1259	A bill granting a pension to Daniel Houlihan.	569	.....	637	654	695
1260	A bill granting a pension to Edmund H. Cobb.	569	.....	637	654	695
1265	A bill making an appropriation to supply a deficiency in the appropriation for the purchase of official postage-stamps for the Treasury Department for the current fiscal year.	459	464	.....	.....	.....
1270	A bill to authorize the printing and distribution of the memorial addresses on the life and character of the late Michael C. Kerr, Speaker of the House of Representatives.	515	.....	518	522, 561	.....
1271	A bill to authorize the printing and distribution of the eulogies delivered in Congress on the announcement of the death of the late Allen T. Caperton, a Senator from the State of West Virginia.	515	.....	519	562, 633	.....
1272	A bill to remove the political disabilities of William Butler, of South Carolina.	519	.....	584	620	693
1273	A bill to remove the political disabilities of William R. Jones, of Texas.	519	.....	584	620	693
1274	A bill to remove the political disabilities of S. P. Moore, M. D., a citizen of Virginia.	519	.....	584	620	693
1276	A bill to remove the political disabilities of W. F. Carrington, of Virginia.	519	.....	584	.....	693
1277	A bill to remove the political disabilities of Catesby ap R. Jones of Alabama.	519	.....	584	620	693
1278	A bill to remove the political disabilities of John S. Marmaduke.	520	.....	584	620	693
1284	A bill for the relief of William L. Hickam, of Missouri.	615	.....	637	654	.....
1285	A bill to remove the political disabilities of J. L. M. Curry, of Virginia.	556	.....	583	620	693
1288	A bill to remove the political disabilities of P. J. Quattlebaum.	619	.....	637	654	694
1289	A bill for the relief of E. N. Horsford.	683	.....	.....	.....	.....
1292	A bill to remove the political disabilities of John M. Hadden, of Galveston, Texas.	686	.....	676	692	694
1293	A bill to remove the political disabilities of Theophilus H. Holmes, of North Carolina.	666	.....	676	692	694

JOINT RESOLUTIONS OF THE SENATE.

4	Joint resolution authorizing Captain Temple and Lieutenant-Commander Whiting, of the Navy, to accept a decoration of the King of the Hawaiian Islands.	.....	.....	282	283	323
16	Joint resolution to authorize the President to appoint commissioners to attend an international conference upon the subject of the relative values of gold and silver.	.....	156, 199, 203, 208, 232	.....	.....	.....
26	Joint resolution authorizing an allowance to certain clerks of committees.	.....	.....	.....	41	24
27	Joint resolution extending the time for the making of a report by the Army Commission, created by the act of July 24, 1876.	73	153	197	204	241
30	Joint resolution to amend the joint resolution authorizing the Secretary of War to issue arms.	396	.....	637	654	694
32	Joint resolution providing for the renunciation of the naturalization of Frederick Hinkle.	558	.....	637	654	694

